



Journal of the Senate

Number 32

Friday, May 20, 1977

The Senate was called to order by the President at 8:30 a.m. for the purpose of conducting the order of business of introduction and reference of resolutions, memorials, bills and joint resolutions pursuant to Rule 4.3.

INTRODUCTION

By Senator MacKay—

SB 1478—A bill to be entitled An act abolishing the City of Williston, Levy County, Florida, and creating a new municipality to be known as the City of Williston, Levy County, Florida; providing for council and mayor form of government; providing for the powers and duties of the city council; providing for alternate method of annexation; providing for control of city owned property outside city limits; providing for franchises not to exceed fifteen (15) years; providing for eligibility and election of city council and mayor; providing for the appointment of officers and employees of the city; providing for compensation of council and mayor, such compensation amount to be approved by the electorate; providing for meeting of council, voting, records to be kept, audit, and procedures there-to; providing for city clerk and city manager and their duties, powers, and appointment; providing for employment of department heads and the creation of departments of the city government; providing for the financial procedures, preparation and adoption of the budget and hearing thereon, and transfer of funds within the budget; providing for purchasing equipment and the borrowing of money by the council; providing for planning and zoning; providing for recall of councilmen and mayor upon petition and the vote on recall of such; providing for removal for cause of councilmen, mayor, and officers of the city; providing for issuance of general obligation bonds, revenue bonds, excise and assessment bonds; providing for utilities, and the ownership, operation and maintenance thereof; providing for ownership and operation of a city hospital, the appointment of a board of trustees, officers of the board of trustees; providing that the hospital will be a body corporate, that the hospital is a public purpose, regulation of staff, authority of the hospital board to borrow money within limitations; providing for minimum housing code; providing for financial conflicts of interest; providing prohibitions of officers of the city in the performance of their duties; providing for amendments to the charter; providing for the orderly transition from the old to the new charter, transfer of obligations, contracts, claims, and the like; providing penalties; providing a severability clause; providing for the repeal of laws in conflict; repealing chapter 14476, Laws of Florida, 1929; chapter 16764, Laws of Florida, 1933; chapter 21627, Laws of Florida, 1941; chapter 24989, Laws of Florida, 1947; chapter 63-2038, Laws of Florida; chapter 63-2039, Laws of Florida; chapter 67-2175, Laws of Florida; chapter 73-658, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Hair—

SB 1479—A bill to be entitled An act relating to the Florida Inland Navigation District; amending section 5, ch. 14723, Laws of Florida, 1931, as amended; providing for an increase in the per diem allowance for commissioners; providing a maximum yearly sum for each commissioner, the chairman, and the treasurer; providing for annual audits by the Auditor General; providing compensation for such audits; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

SCR 1480 was introduced and adopted May 19.

SB 1481 was introduced and passed May 19.

By Senators Spicola (by request); Castor (by request) and McClain (by request)—

SB 1482—A bill to be entitled An act relating to the Hillsborough County Civil Service Board; amending ss. 9 and 23, chapter 69-1121, Laws of Florida, as amended by chapter 70-1003, Laws of Florida, relating to approval of plans by the Board of County Commissioners, now requiring independent approval by the Board of Public Instruction on certain plans propounded by the Hillsborough County Civil Service Board and specifically allowing for rejection of such plans by either the Board of County Commissioners or the Board of Public Instruction; providing for financial contribution by the Board of Public Instruction; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Barron—

SB 1483—A bill to be entitled An act relating to the Gulf Mosquito Control District; abolishing said district and providing for disposition of assets and for the assumption of its obligations by Bay County; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed HB 390 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Margolis—

HB 390—A bill to be entitled An act relating to roads and highways; authorizing and directing the Department of Transportation to redesignate that portion of State Road 826 known as Interama Boulevard within the City of North Miami Beach as North Miami Beach Boulevard and Sunny Isles Boulevard; authorizing and directing the Department of Transportation to redesignate the interchange of State Road 826, U.S. 441, I-95 and the Florida Turnpike from "Interama Interchange" to "Golden Glades Interchange"; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed HB 925 and requests the concurrence of the Senate.

Allen Morris, Clerk

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By the Committee on Regulated Industries & Licensing and Representatives McPherson and Richmond—

CS for HB 325—A bill to be entitled An act relating to the Beverage Law; amending s. 561.01(1) and ss. 561.02 and 210.10(1), Florida Statutes; changing the name of the Division of Beverage of the Department of Business Regulation to the Division of Alcoholic Beverages and Tobacco; directing the Statutory Revision and Indexing Division of the Joint Legislative Management Committee to change the statutes to reflect the change of name; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Commerce.

By the Committee on Judiciary and Representatives Davis and Rish—

CS for HB 273—A bill to be entitled An act relating to Citizen Dispute Settlement Centers; authorizing boards of county commissioners to establish mediation centers for the resolution of minor criminal or civil disputes between citizens; establishing objectives for the centers; authorizing an advisory body to promulgate rules; authorizing the chief judge of the circuit to oversee operations of the center and providing for the appointment of a director for each center; establishing eligibility for participation in the mediation programs; authorizing the establishment of procedures; providing confidentiality of information received by the center from participants; providing for written settlements; providing for funding of centers; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal and Appropriations.

By Representative Melvin and others—

HB 399—A bill to be entitled An act relating to retirement; amending s. 121.091(9), Florida Statutes, eliminating certain restrictions on the employment of a person who has retired under the Florida Retirement System; authorizing such reemployment for 600 hours per year with a monetary earnings limit per year, without suspension of benefits; prohibiting reemployment after retirement within 1 month with any employer within the system; providing that a retired person holding public office is subject to the same reemployment limitations as any other member of the system and also applying these limitations to retired persons who are independent contractors; amending s. 121.046(4), Florida Statutes, to provide these same reemployment restrictions to members of the Judicial Retirement System; amending s. 122.16, Florida Statutes, to apply these same reemployment limitations to members of the State and County Retirement System; amending s. 238.181, Florida Statutes, to apply these same reemployment limitations to the retirement system for school teachers; adding subsection (11) to s. 121.091, Florida Statutes, relating to reinstatement of membership in the Florida Retirement System after retirement; providing an effective date.

—was read the first time by title and referred to the Committees on Personnel, Retirement and Collective Bargaining; and Finance, Taxation and Claims.

By the Committee on Education and Representative Bloom and others—

CS for HB's 406 and 491—A bill to be entitled An act relating to public school facilities; amending s. 228.091, Florida Statutes; providing penalties for trespass upon the grounds or facilities of public schools; providing for the arrest of persons suspected of such trespass; providing exemption from liability for false arrest, false imprisonment, or unlawful detention; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 694 and HB 363 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Healey—

HB 694—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.066(3), Florida Statutes, providing that in certain counties law enforcement officers shall submit written reports of accidents to central traffic records sections; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Representative T. Lewis—

HB 363—A bill to be entitled An act relating to motor vehicle inspection; amending s. 325.13(5), Florida Statutes, 1976 Supplement, deleting reference to Saturday closings in provisions extending the validity of expired inspection certificates under certain circumstances; adding subsection (3) to s. 325.20, Florida Statutes, requiring licensed safety equipment inspection stations to be open on certain days; amending s. 325.27, Florida Statutes, requiring inspection stations operated by counties to be open on certain days; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 949 HB 448 HB 636

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative J. W. Lewis—

HB 949—A bill to be entitled An act relating to deposits of state money; amending s. 18.10, Florida Statutes, authorizing and empowering the State Board of Administration to invest state money in state and federal savings and loan associations; requiring such investments to meet certain collateral security requirements imposed upon banks within which such money is deposited; providing that savings and loan associations are not automatically barred because of certain financial relationships between them and municipal or state officers; providing an effective date.

—was read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Representative Mixson and others—

HB 448—A bill to be entitled An act relating to insurance; creating s. 627.7285, Florida Statutes, to provide that the experience of certain persons associated with operating a vehicle or train as a public conveyance shall not be a factor in setting their motor vehicle liability insurance rates; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Veterans Affairs and Representative Hodges and others—

HB 636—A bill to be entitled An act relating to veterans; amending s. 20.18(5)(a), Florida Statutes, relating to membership on the Interdepartmental Coordinating Council on Community Services of the Department of Community Affairs; amending s. 292.05, Florida Statutes; transferring thereto provisions of s. 292.06, Florida Statutes, relating to employment of a state service officer for veterans; renaming the state service officer as the Director of the Division of Veterans' Affairs of the Department of Community Affairs and providing for his selection; providing additional qualifications for employment as director; deleting certain provisions relating to training schools for service officers; requiring the division's semiannual report to be submitted to the leadership of the Legislature as well as to the Governor; amending s. 292.07, Florida Statutes; renaming the administrative personnel of the division; providing qualifications for such personnel; amending s. 292.10, Florida Statutes, empowering cities to assist

veterans in filing claims and securing benefits; amending s. 292.11, Florida Statutes, requiring counties to employ county veteran service officers and provide them with certain assistance; authorizing cities to employ city veteran service officers and provide such assistance; providing uniform qualifications for all such veteran service officers; transferring thereto provisions relating to the employment of such officers from s. 292.08, Florida Statutes; requiring the training program for county veteran service officers to include city veteran service officers; providing traveling expenses to county and city veteran service officers while meeting training requirements; transferring provisions relating to appropriations and provisions subjecting veteran service officers to rules of the division; amending s. 292.12, Florida Statutes, authorizing cities to cooperate with federal, state, county or city agencies to provide services to veterans and to jointly employ veteran service officers with counties or cities; amending s. 292.13, Florida Statutes, providing that services by city veteran service officers shall be free to veterans; amending s. 292.15, Florida Statutes, conforming terminology; excepting present state service officers and assistant state service officers from certain employment qualifications; repealing s. 292.01, Florida Statutes, removing the duty of the Adjutant General to assist veterans in preparing claims for veterans' benefits; repealing s. 292.06, Florida Statutes, relating to the employment of a state service officer by the division; repealing s. 292.08, Florida Statutes, relating to local service officers; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 2280 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Finance & Taxation—

HB 2280—A bill to be entitled An act relating to taxation; amending s. 212.02(3)(c), Florida Statutes, 1976 Supplement, redefining the term "retail sales", etc.; amending s. 212.03(1), (3) and (6), Florida Statutes, increasing certain transient rental taxes; amending s. 212.031(1), Florida Statutes, increasing the tax on the lease or rental of certain real property; amending s. 212.04(1) and (5), Florida Statutes, increasing certain admissions taxes; amending s. 212.05(1)(a), (2), (3), (4), (5) and (6), Florida Statutes, 1976 Supplement, and the introductory paragraph thereof, increasing the sales, storage and use tax; amending s. 212.055(1), Florida Statutes, 1976 Supplement, conforming language to tax increases; amending s. 212.06(1)(a), Florida Statutes, increasing the sales, storage and use tax collectible from dealers; amending s. 212.08(3) and (4), Florida Statutes, increasing the tax on the rental of certain farm equipment, providing an exemption; amending s. 212.12(1), (10) and (11), Florida Statutes, 1976 Supplement, reducing the dealer's credit for collecting tax, amending and creating brackets applicable to taxable transactions; amending s. 125.0165(1), Florida Statutes, 1976 Supplement, relating to discretionary sales taxes; providing legislative intent; providing an effective date.

—was read the first time by title and referred to the Committee on Finance, Taxation and Claims.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed—

CS for HB 463	HB 871	HB 551
HB 482	CS for HB 530	HB 820
HB 601	HB 617	

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Criminal Justice and Representative James—

CS for HB 463—A bill to be entitled An act relating to bingo and guest games; amending s. 849.093(8), Florida Statutes,

simplifying the language relating to locations where bingo or guest games may be held; providing that bingo or guest games may be held on municipal property under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By Representative Poole—

HB 482—A bill to be entitled An act relating to insurance; amending s. 624.602(1), Florida Statutes, to specifically include the granting of annuity contracts within the definition of transaction of life insurance; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Governmental Operations and Representative Hutto and others—

CS for HB 530—An act relating to state government; defining "agency," "dispute," and "legal action"; prohibiting the institution of an action by an agency against another agency without prior approval from the Administration Commission, providing for voluntary disposition of interagency disputes; providing for final resolution of interagency disputes by the Administration Commission; providing an exception to chapter 120, Florida Statutes, for some proceedings under this act; providing that this act shall be liberally construed and that it shall supersede all inconsistent laws; providing for severability; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Representative Fox—

HB 551—A bill to be entitled An act relating to property taxation; amending s. 196.081, Florida Statutes, 1976 Supplement, and s. 196.091, Florida Statutes, relating to the exemption of the homestead of certain disabled veterans and disabled veterans confined to wheelchairs, to provide that the exemption shall be available to both ex-servicemen and ex-servicewomen or the surviving spouse of either; providing an effective date.

—was read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By the Committee on Transportation—

HB 601—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.01(26), Florida Statutes, 1976 Supplement, redefining "registration period"; adding subsection (3) to s. 320.02, Florida Statutes, requiring notification of the Department of Highway Safety and Motor Vehicles as to any change of address within 10 days; amending s. 320.06(1)(b), (c), (d), and (e), (4), (5)(a), and (8), Florida Statutes, providing that license plates shall be issued for an indefinite period; deleting the provision that county identification stickers be issued; requiring that stickers reflecting the owner's year of examination and month of expiration be issued; changing the registration schedule for certain applicants; specifying a certain time for expiration of the registration period; providing for certain imprinting of license plates; authorizing the department to require replacement of all license plates upon giving 6 months' public notice; providing for the replacement at no charge of license plates deemed illegible; amending s. 320.071, Florida Statutes, reducing the duration of revalidation period for advance registration of motor vehicles under certain circumstances; deleting the service charge for advance registration renewal; deleting provisions relating to deposit of advance registration payments in a special trust account; amending s. 320.72, Florida Statutes, deleting provisions relating to certain specially selected license plate numbers; amending s. 320.131(1), Florida Statutes, extending, in certain cases, the period during which temporary tags are valid; adding subsection (8) to s. 325.19, Florida Statutes, requiring inspection of license plates and validation stickers; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Finance, Taxation and Claims.

By Representative Malloy—

HB 617—A bill to be entitled An act relating to public officers and employees; authorizing state, county, and municipal governments to pay reasonable costs and attorney's fees with respect to civil or criminal actions involving public officers or employees under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committees on Personnel, Retirement and Collective Bargaining; and Governmental Operations.

By Representatives Robinson and Conway—

HB 820—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.07(2), Florida Statutes, providing that vehicles owned and exclusively operated by a volunteer fire department shall be subject to permanent registration in the same manner as vehicles owned by governmental agencies; repealing s. 320.10(1)(f), Florida Statutes, relating to such vehicles' exemption from license taxes and additional fees; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Governmental Operations.

By Representative Culbreath and others—

HB 871—A bill to be entitled An act relating to the practice of chiropractic; amending s. 460.138, Florida Statutes, authorizing the Florida State Board of Chiropractic Examiners to impose a fine for violations of chapter 460, Florida Statutes, or rules adopted thereunder, in lieu of suspension or revocation of a license; authorizing the board to require payment of administrative proceeding costs; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 2308 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Rules & Calendar—

HCR 2308—A concurrent resolution recognizing the outstanding effort of the Florida Bicentennial Commission.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 619 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Fulford (by request)—

HB 619—A bill to be entitled An act for the relief of Phyllis McGuire; providing an appropriation to compensate her for her injuries sustained in an automobile accident which occurred on Florida State Road S-535 due to the negligent maintenance of the road by the Department of Transportation; providing an effective date.

—was read the first time by title and referred to the Special Master and the Committee on Finance, Taxation and Claims.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 620

HB 735

HB 1400

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Fulford (by request)—

HB 620—A bill to be entitled An act relating to Orange County; authorizing Orange County to compensate Phyllis McGuire for her injuries sustained in an automobile accident which occurred on Florida State Road S-535 due to the negligent maintenance of the road by Orange County; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Special Master and the Committee on Finance, Taxation and Claims.

By Representative Hodges—

HB 735—A bill to be entitled An act relating to the Southwest Florida Water Management District; providing for the relief of Anna Mae Martin; authorizing and directing the Southwest Florida Water Management District to compensate her for the death of her husband, Carroll L. Martin due to the negligence of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Special Master and the Committee on Finance, Taxation and Claims.

By Representative Hieber (by request)—

HB 1400—A bill to be entitled An act relating to Pinellas County; authorizing and directing the Pinellas County district school board to appropriate funds to compensate James R. Mabry for his injuries due to the negligence of the board; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Special Master and the Committee on Finance, Taxation and Claims.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 2096 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Standards & Conduct and Representative Martin and others—

HB 2096—A bill to be entitled An act relating to the code of ethics for public officers and employees; amending s. 112.312 (1), (4), and (8), Florida Statutes, 1976 Supplement; providing definitions; amending s. 112.313(1), Florida Statutes, and adding subsections (12) and (13); providing exemptions from restrictions on doing business with one's agency and on conflicting employment or contractual relationships; prohibiting representation of clients before certain government agencies by state and local officers during tenure in office; providing exemptions; creating s. 112.3144, Florida Statutes; prohibiting representation of clients by constitutional officers, state and local officers, and specified employees before the agency of which such person was a member, officer, or employee for 2 years following vacation of office; amending s. 112.3145(1), (2), (3), (4), and (5), Florida Statutes, 1976 Supplement, relating to disclosure of financial interests and clients represented before agencies; providing definitions; including constitutional officers and members of constitutional revision commissions; revising requirements with regard to the statement of full and public disclosure of financial interests; providing an optional disclosure method for certain officials; adding subsection (4) to s. 112.3147, Florida Statutes, 1976 Supplement; providing requirements with regard to disclosure forms; amending s. 112.321(1), Florida Statutes; providing for appointment of a member of the Commission on Ethics by the Chief Justice of the Supreme Court and removing a restriction against appointment of certain members from the same political party; adding subsection (8) to s. 112.322, Florida Statutes, 1976 Supplement; requiring the adoption and publication of certain rules by the commission; creating s. 112.327, Florida Statutes, providing that public officers or employees benefiting financially from malfeasance shall be liable for treble damages; providing that persons participating with public officers or employees in acts of malfeasance and benefiting financially therefrom shall be

liable for treble damages; providing that public officers or employees, and persons participating with public officers or employees, benefiting financially from nonfeasance or misfeasance shall be liable for actual damages plus interest; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed—

HB 1716

HB 1789

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Hagler and others—

HB 1716—A bill to be entitled An act relating to Escambia County; providing for the relief of Lillie Adams Miller for the death of her husband, Len Burton Adams, while acting in the performance of his duties as a deputy sheriff of Escambia County; authorizing and empowering the Board of County Commissioners of Escambia County to pay to Lillie Adams Miller the sum of \$20,000 out of the general fund of said county; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Special Master and the Committee on Finance, Taxation and Claims.

By Representative Thompson—

HB 1789—A bill to be entitled An act relating to Wakulla County; authorizing and directing the county to compensate Jessie Porter for injuries sustained as a result of purchasing property from the state at a tax sale; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Special Master and the Committee on Finance, Taxation and Claims.

The Senate recessed at 8:40 a.m.

The Senate was called to order by the President at 9:00 a.m. A quorum present—36:

Mr. President	Graham	Plante	Thomas, Pat
Castor	Hair	Poston	Tobiassen
Chamberlin	Henderson	Renick	Trask
Childers, Don	Johnston	Saylor	Vogt
Childers, W. D.	Lewis	Scarborough	Ware
Dunn	MacKay	Scott	Williamson
Firestone	McClain	Skinner	Wilson
Gallen	Myers	Spicola	Winn
Gorman	Peterson	Thomas, Jon	Zinkil

Excused: Senator Gorman at 9:30 a.m., Senators Glisson and Holloway, Senator Gordon because of illness and Senator Barron to work on insurance legislation

Prayer by Robert R. Morris, TH.M., director, Department of Chaplaincy Services, Winter Haven Hospital, Inc.:

Almighty God unto whom all hearts are open, all desires known, and from whom no secrets are hid, as we begin this day in this place, we ask that you remind us that you are God. Remind us that you are with us in the midst of life. Remind us that the things that are wrong with our world are the sum total of the things that are wrong with us as individuals. Remind us of the depth of your caring for us.

We ask that as this day begins in this place, you would enable us to find meaning and purpose in the business at hand and enable us to continually know that paper work is people work.

We particularly ask that thou would bless this group, give to these people physical stamina, mental quickness, and spiritual sensitivity. Find those with special and particular needs

in this place. Look within the hearts and spirits of each of us and hear the prayers which we are unable to put into words but which are meant for thee and thee alone.

For they like all of our prayers are in Jesus' name. Amen.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends the following bills be placed on Special Order Calendar for Friday, May 20, 1977:

CS for SB's	SB 425	SB 575	SB 646
758 and 945	SB 293	CS for SB 97	CS for SB 653
CS for SB 569	SB 580	CS for SB 77	SB 548
CS for SB 869	CS for SB 989	SB 506	SB 1165
SB 48	SB 997	CS for SB 545	SB 637
SB 1016	SB 998	SB 1014	SB 953
SB 643	HB 779	CS for SB 73	
SB 488	SB 147	SB 14	
SB 1357	SB 919	HB 545	

Respectfully submitted,
Tom Gallen, Chairman

The Committee on Rules and Calendar recommends the following bills be placed on Consent Calendar for Friday, May 20, 1977:

SB 1272	SB 272	HB 421	CS for SB's
SB 1035	SB 1057	SB 1357	225 and 227
SB 912	SB 572	SB 411	SR 236
SB 1350	CS for SB 645	SB 44	SB 398
SB 1236	SB 1347	SB 126	SB 506
SB 444	CS for SB 470	SB 347	SB 154
SB 221	SB 967	SB 81	HB 156
SB 215	SB 386	SB 328	SB 1132
SB 731	CS for HB 334	SB 938	SB 1282
SB 883	SB 700	SB 598	SB 59
SB 665	SB 793	SB 780	SB 60
SB 666	SB 722	SB 931	SB 764
SB 1001	SB 965	SB 861	SB 1095
HB 1618	SB 651	HB 42	HB 1408
SB 1239	SB 592	HB 45	SB 1145
SB 694	SB 1193	SB 315	SB 1198
SB 405	SB 577	SB 932	
SB 1404	SB 754	SB 157	
SB 1174	SB 1196	SB 1249	

Respectfully submitted,
Tom Gallen, Chairman

The Committee on Rules and Calendar recommends the following bills be placed on the Local Bill Calendar for Friday, May 20, 1977:

SB 1459	SB 1467	SB 1468	SB 1474
SB 1462	SB 1456	SB 1469	SB 1475
SB 1463	HB 1501	SB 1470	SB 856
SB 1464	SB 1446	SB 1471	SB 1477
SB 1465	SB 1447	SB 1472	SB 855

Respectfully submitted,
Tom Gallen, Chairman

The Committee on Transportation recommends the following pass:

SB 1123	SB 1291
HB 275	SB 1283 with 3 amendments

The bills were referred to the Committee on Commerce under the original reference.

The Committee on Appropriations recommends the following pass: SCR 1094 with 3 amendments

The bill was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Appropriations recommends the following pass:

CS for SB 66 (by the Committee on Personnel, Retirement and Collective Bargaining), with 1 Amendment

CS for SB 301 (by the Committee on Personnel, Retirement and Collective Bargaining)

CS for SB 762 (by the Committee on Personnel, Retirement and Collective Bargaining)

SB 591	SB 888 with 2 Amendments
SB 601 with 2 Amendments	SB 1038 with 2 Amendments
SB 606 with 1 Amendment	SB 1093 with 3 Amendments
SB 852 with 1 Amendment	SB 1296 with 2 Amendments
SB 885	SB 1298

The Committee on Transportation recommends the following pass: SB 1451 with 3 amendments

The Committee on Education recommends the following pass:

HB 367 with 1 amendment	SB 1008
SB 536 with 2 amendments	SB 1326

The Committee on Transportation recommends the following pass:

SB 1237 with 1 amendment	SB 1176 with 2 amendments
HB 46	SB 1481

The Committee on Judiciary-Civil recommends the following pass:

SB 324 with 3 amendments	HB 2127 with 2 amendments
SB 1321	

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: CS for SB 911 (by the Committee on Judiciary-Criminal)

The bill with Committee Substitute attached was referred to the Committee on Appropriations under the original reference.

The Committee on Transportation recommends a Committee Substitute for the following: SB 288

The Committee on Judiciary-Civil recommends a Committee Substitute for the following: SB 781

The bills with Committee Substitutes attached contained in the foregoing reports were placed on the calendar.

The Special Master for Claim Bills recommends the following not pass: SB 1335

The bill was referred to the Committee on Finance, Taxation and Claims under the original reference pursuant to Rule 4.8.

The Committee on Judiciary-Civil recommends the following not pass:

SB 171	SB 667	SB 905
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The bills were laid on the table.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Hair the rules were waived and the Committee on Judiciary-Civil was granted permission to consider SB 1130 and HB 127 May 23.

On motion by Senator Peterson the rules were waived and the Committee on Education was granted permission to consider Senate Bills 356 and 600 May 24.

On motion by Senator Vogt, by two-thirds vote CS for HB 833 was withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motion by Senator Spicola, by two-thirds vote SB 64 was withdrawn from the committee of reference and indefinitely postponed.

On motions by Senator W. D. Childers, the rules were waived and by two-thirds vote House Bills 1576 and 1577 were withdrawn from the Committee on Commerce and referred to the Committee on Rules and Calendar.

On motion by Senator Myers, the rules were waived and by two-thirds vote SB 1403 was withdrawn from the Committee on Transportation.

On motions by Senator Lewis, the rules were waived and by two-thirds vote Senate Bills 1384 and 583 were withdrawn from the Committee on Appropriations.

On motion by Senator Lewis, the rules were waived and time of adjournment of the meeting of the Committee on Appropriations May 24 was extended until all bills on the agenda had been considered.

On point of order by Senator Lewis, pursuant to Rule 4.8, SB 1055 was removed from the calendar and referred to the Committee on Appropriations.

On motions by Senator Lewis, the rules were waived and by two-thirds vote House Bills 196, 884 and Senate Bills 1032, 1244 and CS for SB 1172 were withdrawn from the Committee on Finance, Taxation and Claims.

On motion by Senator Johnston, the rules were waived and by two-thirds vote SB 1231 was withdrawn from the Committee on Personnel, Retirement and Collective Bargaining.

REQUESTS FOR EXTENSION OF TIME

The Committee on Commerce requests an extension of 15 days for consideration of the following:

SB 633 by Senator	SB 939 by Senator McClain
Jon Thomas	SB 940 by Senator Scott
SB 638 by Senator McClain	SB 499 by Senator
SB 436 by Senator MacKay	Jon Thomas
SB 921 by Senator Poston	HB 577 by Representative
SB 925 by Senator McClain	Hodges
SB 933 by Senator Henderson	

The Committee on Economic, Community and Consumer Affairs requests an extension of 15 days for consideration of the following:

SB 970 by Senator Hair	HB 126 by Representative
SB 688 by Senator Dunn	Redman
SB 1020 by Senator	HB 226 by Representative
Williamson	Adams
SB 1028 by Senator Wilson	SB 1187 by Senator Graham
SB 1083 by Senator MacKay	SB 1205 by Senator Trask
SB 1116 by Senator MacKay	SB 1206 by Senator Trask
HB 924 by Representative	SB 1211 by Senator Peterson
Smith	SB 1226 by Senator Gordon
HB 1099 by Community	
Affairs Committee	

The Committee on Executive Business requests an extension of 10 days for consideration of the following:

HB 1574 by Committee on Rules and Calendar
HB 1575 by Committee on Rules and Calendar

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following:

CS for SB 830 by Economic, Community and Consumer Affairs and Senator Gordon
SB 895 by Senator Myers
CS for SB 1168 by Health and Rehabilitative Services Committee and Senator Poston

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following:

SB 1084 by Senator McClain
 SB 1085 by Senator McClain
 SB 1130 by Senator Spicola
 SB 1161 by Senator Wilson
 SB 1170 by Senator Williamson
 SB 1200 by Senator Holloway
 SB 1228 by Senator Zinkil
 SB 635 by Senator McClain
 HB 1590 by House Rules and Calendar Committee

The Committee on Personnel, Retirement and Collective Bargaining requests an extension of 15 days for consideration of the following:

SB 52 by Senator Dunn	SB 435 by Senator MacKay
SB 54 by Senator Spicola	SB 485 by Senator Skinner
SB 106 by Senator Skinner	SB 567 by Senator Lewis
SB 160 by Senator Saylor	SB 597 by Senator Lewis
SB 167 by Senator Saylor	SB 1279 by Senator Scott
SB 191 by Senator Henderson	HB 43 by Representative Rish
SB 267 by Senator Winn	HB 170 by Representative Fontana
SB 268 by Senator Saylor	HB 220 by Representative Maxwell
SB 285 by Senator Graham	HB 1026 by Representative Robinson
SB 332 by Senator Gallen	
SB 340 by Senator Skinner	
SB 349 by Senator Peterson	
SJR 367 by Senator Saylor	

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following:

SJR 4 by Senator Zinkil	HB 507 by Representative Craig
SJR 9 by Senator Dunn	SB 831 by Senator Gordon
SJR 10 by Senator Dunn	SR 857 by Senator Wilson
SJR 20 by Senator Graham	HM 567 by Representative Smith and others
SJR 21 by Senator Graham	SJR 197 by Transportation Committee
SJR 111 by Senator Graham	HCR 895 by Representatives Tucker & Morgan
SB 120 by Senator Plante	SB 1026 by Senator Wilson
SJR 79 by Senators Saylor and Lewis	SM 1061 by Senator Renick
SJR 233 by Senator Saylor	SCR 1107 by Senator Barron
SJR 245 by Senator Firestone	SCR 1332 by Senator Henderson
SB 286 by Senator Graham	SJR 1342 by Senator Gordon
SB 296 by Senator Plante	SM 1349 by Senator Vogt
SJR 316 by Senator Vogt	SCR 1355 by Senator Poston and others
SM 339 by Senator Skinner	SJR 1389 by Senator Gordon
SJR 374 by Senator Henderson	CS for SB 1029 by Governmental Operations Committee
SM 446 by Senator McClain	SB 1473 by Senator MacKay
SJR 370 by Senator MacKay	SB 1269 by Senator Graham
SB 143 by Senator Henderson	HB 1803 by Representative Forbes and others
CS for SCR 168 by Governmental Operations	HCR 1180 by Representative Sample
SB 755 by Senator Saylor	
HM 640 by Committee on Veterans Affairs	
HM 641 by Committee on Veterans Affairs	
HCR 723 by Representative Fechtel	
HM 792 by Representative Lewis	

The Committee on Transportation requests an extension of 15 days for consideration of the following:

HB 396 by Representative Healey

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1480.

Allen Morris, Clerk

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed SB 232.

Allen Morris, Clerk

The bills contained in the above messages were ordered enrolled.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments and passed HB 850, as amended.

Allen Morris, Clerk

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments and passed as amended—

HB 592

CS for HB 182

Allen Morris, Clerk

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments 2 and 3 to House Amendment 1; refused to concur in Senate Amendment 1 to House Amendment 1 to SB 41 and requests the Senate to recede; and passed the bill as amended.

Allen Morris, Clerk

By Senators Henderson and Skinner—

SB 41—A bill to be entitled An act relating to disabled persons; amending s. 316.1964, Florida Statutes, as transferred from s. 316.163, Florida Statutes, by chapter 76-31, Laws of Florida; defining a disabled person; providing qualifications for application for identification; providing that no fee for parking on public streets or highways or in any metered parking space shall be exacted from any person parking a vehicle for the purpose of loading or unloading a disabled person; providing that no penalty for overtime parking shall be imposed upon any person parking for the purpose of loading or unloading a disabled person; authorizing the use of certain designated parking spaces and loading zones for the purpose of loading or unloading disabled persons; providing for the display of an identifying sticker; providing a penalty; providing an effective date.

Senate Amendment 1 to House Amendment 1—On page 4, line 12 after the word "symbol" insert: ; and whose vehicle bear such license plate.

House Amendment 1—On pages 1-4, strike everything after the enacting clause and insert:

Section 1. Section 316.1964, Florida Statutes, as transferred from section 316.163, Florida Statutes, by chapter 76-31, Laws of Florida, is amended to read:

316.1964 Disabled persons, exemption from payment of parking fees; issuance of identification stickers.—

(1) No state agency nor any county, city, town or any agency thereof shall exact any fee for parking on the public streets or highways or in any metered parking space from any person who is currently certified by one licensed physician under chapter 458 or chapter 459 of this state, the Social Security Administration, or the Veterans Administration as a severely physically disabled individual with permanent mobility problems which substantially impair his or her ability to ambulate, and which person is licensed to operate a motor vehicle in this state with license plates imprinted with the designation HP (handicapped person), DV (disabled veteran who displays the proper sticker as provided in s. 316.1964(2)), or the internationally accepted wheelchair symbol and who displays the proper sticker as provided in subsection (2). has suffered the amputation of one or both legs or who has suffered the loss of the use of one or both legs as a consequence of paralysis or other permanent disability and who is licensed to operate a motor vehicle in this state.

(2) No penalty shall be imposed upon any such disabled person for parking on the streets or highways or in a metered space for a longer period of time than other persons are permitted to park on such streets or highways or in such metered space. However, persons not so disabled using the vehicle of a disabled person with a sticker for their own use shall not have the privileges of this section.

(2) (3) Upon the application of any such disabled person, the tax collector of the county in which the disabled person applies for his or her automobile license plate shall issue to such person a certificate showing that the disabled person is entitled to the immunities provided in this section and a sticker reflecting the disability, which sticker shall be displayed upon the lower left right-hand portion of the rear window windshield of the motor vehicle of such disabled person.

(3) (4) The department is authorized and empowered to make any necessary rules and regulations to carry out the purposes of this section and to provide the necessary procedures for assuring that all applicants meet the qualifications prescribed in this section.

(4) (5) The department shall prescribe the form of the application, the certificate, and the design of a distinctive identifying sticker and the department shall supply such applications, certificates, and stickers to the tax collectors of the several counties.

(5) (6) The department shall prescribe the fee to be paid by the applicant for the certificate and sticker but the fee shall not exceed 50 cents. The department shall, in its discretion, determine at what intervals the certificate and sticker shall be renewed.

(6) (7) The fee, as set by the department, shall be collected by the tax collectors of the several counties from the applicant at the time the certificate and sticker are issued and all such fees so collected shall be paid over to the department and used to defray the expenses of carrying out the purposes of this section.

(7) Fraudulently obtaining or unlawfully using stickers provided by this section, or using a replica of such sticker with the intent to deceive, shall be punishable as provided in s. 318.18(2).

Section 2. Section 316.1955, Florida Statutes, as transferred from section 316.165, Florida Statutes, by chapter 76-31, Laws of Florida, is amended to read:

316.1955 Parking spaces for certain disabled persons.—

(1) Each state agency and political subdivision having jurisdiction over street parking or publicly owned and operated parking facilities shall provide a minimum number of specially designed and marked motor vehicle parking spaces for the exclusive use of those severely physically disabled individuals with permanent mobility problems which substantially impair their ability to ambulate, as certified in s. 316.1964, as herein amended, and those persons eligible under s. 320.0842, s. 320.084, and s. 320.0843, as herein amended, for license plates bearing the designation HP, DV (disabled veteran who displays the proper sticker as provided in s. 316.1964(2)), or the internationally accepted wheelchair symbol. Each shall park in the appropriately marked parking space persons who must use a wheelchair for mobility and who are currently certified as totally and permanently disabled by the Department of Health and Rehabilitative Services, two licensed physicians of this state, the Social Security Administration, or the Veterans' Administration.

(2) The minimum number of such parking spaces shall be:

(a) In One space in the immediate vicinity of a building maintained and operated with public funds and intended for use by the public, including, but not limited to, state office buildings, courthouses, rehabilitation centers, and hospitals, one space each for motor vehicles with license plates imprinted with the designation HP (handicapped person), DV (disabled veteran who displays the proper sticker as provided in s. 316.1964(2)), and for motor vehicles with license plates imprinted with the internationally accepted wheelchair symbol; however, a minimum of four three spaces shall be provided at physical restoration rehabilitation centers; and

(b) For One space for each 300 metered on-street and publicly maintained and operated parking lot spaces, one

space each for motor vehicles with plates imprinted with the designation HP (handicapped person), DV (disabled veteran who displays the proper sticker as provided in s. 316.1964(2)), and for motor vehicles with license plates imprinted with the internationally accepted wheelchair symbol; and

(c) For buildings maintained and operated by licensed business establishments conducting business with the general public and to which the general public is invited, such number of spaces as prescribed in the Standard Building Code.

(3) Such parking spaces shall be designed and located as follows:

(a) All spaces shall have accessible thereto a curb-ramp or curb-cut, when necessary to allow access to the building served, and shall be located so that users will not be compelled to wheel behind parked vehicles.

(b) Diagonal or perpendicular parking spaces shall be a minimum of 12 feet wide.

(c) Parallel parking spaces shall be located either at the beginning or end of a block or adjacent to alley entrances. Curbs adjacent to such spaces shall be of a height which will not interfere with the opening and closing of motor vehicle doors.

(4) Each such parking space shall be outlined with a color of paint and posted with a sign of a color and design approved by the Department of Transportation, with the symbol HP or lettering such as "PARKING FOR WHEELCHAIR DISABLED ONLY" and bearing the internationally accepted wheelchair symbol.

(5) The state and each county or municipal building code shall be construed to include the provisions for parking spaces as specified herein.

(6) It is a violation of this act for any person other than those authorized in this section or in s. 316.1964, as herein amended, or in s. 320.0842, s. 320.084, or s. 320.0843, as herein amended, to stop, stand, or park a motor vehicle with any such specially designated and marked parking spaces provided in accordance with this act. Whenever a law enforcement officer finds a vehicle violating these provisions, that officer is authorized to:

(a) Have the vehicle in violation removed to any lawful parking space or facility, or require the operator or other person in charge of the motor vehicle to immediately remove the unauthorized motor vehicle from the parking space. Whenever any motor vehicle is removed by a law enforcement officer or agency to a storage lot, garage, or other safe parking space, the cost of such removal and parking shall be a lien against the motor vehicle.

(b) Charge the operator or other person in charge of the unauthorized motor vehicle with a noncriminal traffic infraction, punishable as provided in s. 318.18(2). However, any person who is chauffeuring a disabled person or a disabled person confined to a wheelchair shall be allowed, without need for an identification sticker, momentary parking on the public streets or highway or in any metered parking space for the purpose of loading or unloading such disabled person. No penalty shall be imposed upon the driver for such momentary parking. No person, except a person who must use a wheelchair and who is certified as totally and permanently disabled in accordance with the provisions of this section, shall park in any parking space designated with the wheelchair disabled sign. Violation of this subsection shall be a traffic infraction, punishable as provided in subsection 318.18(2).

Section 3. Section 316.1956, Florida Statutes, is created to read:

316.1956 Nonpublic parking spaces for certain disabled persons.—

(1) Any business, firm, or other person licensed to do business with the public prior to October 1, 1977, may provide specially designed and marked motor vehicle parking spaces for the exclusive use of physically disabled persons who have been issued a sticker for their motor vehicle pursuant to the provisions of s. 316.1964, as herein amended, or who have been issued a license plate pursuant to either s. 320.0842, s. 320.084, or s. 320.0843, as herein amended.

(2) Any person, except a person who meets the requirements for the issuance of such sticker or license plate, who parks in any parking space designated with either the symbol HP (handicapped person), DV (disabled veteran who displays the proper sticker as provided in s. 316.1964(2)), or the internationally accepted wheelchair symbol is guilty of a traffic infraction, punishable as provided in s. 318.18(2). However, any person who is chauffeuring a disabled person or a disabled person confined to a wheelchair shall be allowed, without need for an identification sticker, momentary parking in any such parking space for the purpose of loading or unloading such a disabled person. No penalty shall be imposed upon the driver for such momentary parking.

(3) Any law enforcement officer is authorized to enforce the provisions of subsection (2).

Section 4. Subsection (1) of section 320.0843(1), Florida Statutes, is amended to read:

320.0843 License plates for wheelchair users.—

(1) Beginning with the 1974 license tag year, any owner of a motor vehicle who is a resident of the state and is permanently confined to a wheelchair ~~user~~, upon application to the department accompanied by competent and appropriate proof of disability, and upon payment of the registration fee for motor vehicles for private use as provided in s. 320.08(2) and (3), shall be issued a license plate as provided by s. 320.06 which, in lieu of the serial number prescribed by s. 320.06, shall be stamped with the international wheelchair user symbol after the serial number of the license plate.

Section 5. This act shall take effect October 1, 1977.

On motion by Senator Henderson, the Senate receded from Amendment 1 to House Amendment 1.

SB 41 passed as amended and the action of the Senate was certified to the House. The vote was:

Yeas—36

Mr. President	Graham	Plante	Thomas, Pat
Castor	Hair	Poston	Tobiassen
Chamberlin	Henderson	Renick	Trask
Childers, Don	Johnston	Sayler	Vogt
Childers, W. D.	Lewis	Scarborough	Ware
Dunn	MacKay	Scott	Williamson
Firestone	McClain	Skinner	Wilson
Gallen	Myers	Spicola	Winn
Gorman	Peterson	Thomas, Jon	Zinkil

Nays—None

The bill was ordered engrossed and then enrolled.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed with amendment—

By the Committee on Governmental Operations and Senators Don Childers and Zinkil—

CS for SB 396—A bill to be entitled An act relating to the waiver of sovereign immunity; amending s. 768.28(5), Florida Statutes, to clarify that agencies and subdivisions are included in the \$100,000 per occurrence limitation of liability; repealing s. 768.28(10), Florida Statutes, which provides that the limitations of this act not apply to the extent the agency is insured and allows agencies to join together to purchase insurance; authorizing cities, counties, and school boards to enter into risk management arrangements; adding a new subsection (14) to s. 768.28, Florida Statutes, to authorize self-insurance, risk management programs, or the purchase of liability insurance, or any combination thereof, for any claim, judgment, or claims bill which the state, its agencies or subdivisions, may be liable to pay pursuant to s. 768.28, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 3, line 12, after the period (.) insert: *The limitations of liability set forth in this subsection shall apply to the state and its agencies and subdivisions whether or not the state or its agencies or subdivisions possessed sovereign immunity prior to July 1, 1974.*

On motion by Senator Don Childers, the Senate concurred in the House amendment.

CS for SB 396 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—34

Mr. President	Graham	Renick	Trask
Castor	Hair	Sayler	Vogt
Chamberlin	Henderson	Scarborough	Ware
Childers, Don	Johnston	Scott	Williamson
Childers, W. D.	Lewis	Skinner	Wilson
Dunn	MacKay	Spicola	Winn
Firestone	McClain	Thomas, Jon	Zinkil
Gallen	Plante	Thomas, Pat	
Gorman	Poston	Tobiassen	

Nays—None

Vote after roll call:

Yea—Peterson

The bill was ordered engrossed and then enrolled.

On motion by Senator Tobiassen, by two-thirds vote SR 459 was placed at the beginning of the consent calendar.

CONSENT CALENDAR

SR 459—A resolution commending Troop A, the Escambia County Unit of the Florida Highway Patrol Auxiliary, for its devotion to duty.

—was read the second time in full and on motion by Senator Tobiassen, SR 459 was adopted. The vote on adoption was:

Yeas—34

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	
Graham	Plante	Thomas, Pat	

Nays—None

Senators Brantley, Castor, Chamberlin, Don Childers, W. D. Childers, Dunn, Firestone, Gallen, Graham, Hair, Henderson, Holloway, Johnston, Lewis, MacKay, McClain, Myers, Peterson, Plante, Poston, Renick, Sayler, Scarborough, Scott, Skinner, Spicola, Jon Thomas, Pat Thomas, Trask, Vogt, Ware, Williamson, Wilson, and Winn were recorded as co-introducers of SR 459.

SB 1272—A bill to be entitled An act relating to the dentistry; amending s. 768.40(1), Florida Statutes, 1976 Supplement; to redefine the term "medical review committee" to include a committee of a state or local dental professional society, for purposes of immunity from liability for acts and proceedings of such committee; providing an effective date.

—was read the second time by title.

Senator McClain moved the following amendments which were adopted:

Amendment 1—On page 1, line 19, strike "or local medical or dental professional society or of a" and insert: or local professional society of health care providers or of a

Amendment 2—On page 1, line 6, strike "dental" and insert: health care

Amendment 3—On page 1, line 29, after the period insert: The term "health care providers" shall mean physicians licensed under Chapter 458, osteopaths licensed under Chapter 459, podiatrists licensed under Chapter 461, dentists licensed under Chapter 466, chiropractors licensed under Chapter 460, and pharmacists under Chapter 465.

On motion by Senator McClain, by two-thirds vote SB 1272 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

Mr. President	Henderson	Poston	Trask
Castor	Johnston	Renick	Vogt
Childers, Don	Lewis	Saylor	Ware
Dunn	MacKay	Scarborough	Williamson
Firestone	McClain	Scott	Wilson
Gallen	Myers	Skinner	Winn
Graham	Peterson	Spicola	Zinkil
Hair	Plante	Thomas, Pat	

Nays—None

Votes after roll call:

Yeas—W. D. Childers, Jon Thomas, Tobiassen

SB 1035—A bill to be entitled An act relating to the Florida Industrial Development Financing Act; amending s. 159.285(1), Florida Statutes; requiring the principal place of business of the owner or user of a project under the act to be maintained within the boundaries of the county issuing revenue bonds; adding s. 159.285(3), Florida Statutes; permitting a county issuing revenue bonds to pay the cost of pollution-control facilities or devices or to provide facilities for the furnishing of water or sewerage or solid-waste disposal incorporated as a part of any such project located wholly or partially in other counties to request such other counties to determine compliance with the requirements and criteria specified in s. 159.29, Florida Statutes; providing that such findings are final and conclusive; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs offered the following amendments which were moved by Senator McClain and adopted:

Amendment 1—On page 2, between lines 23 and 24, insert: Section 2, Subsection (2) of Section 159.41, Florida Statutes, is amended to read:

(2) Revenue refunding bonds issued under this section may be sold or exchanged for outstanding bonds issued under this part and, if sold, the proceeds thereof may be applied, in addition to any other authorized purposes, to the purchase redemption, or payment of such outstanding bonds. Revenue refunding bonds may be issued, in the determination of the local agency, at any time ~~not more than five (5) years~~ on or prior to the date of maturity or maturities or the date selected for the redemption of the bonds being refunded thereby. Pending the application of the proceeds of such refunding bonds, with any other available funds, to the payment of the principal, accrued interest, and any redemption premium on the bonds being refunded, and, if so provided or permitted in the resolution authorizing the issuance of such refunding bonds or in the trust agreement securing the same, to the payment of any interest on such refunding bonds and any expenses in connection with such refunding, such proceeds may be invested in direct obligations of, or obligations the principal of and the interest on which are unconditionally guaranteed by the United States, which shall mature or which shall be subject to redemption by the holder thereof at the option of such holder not later than the respective dates when the proceeds, together with the interest accruing thereon, will be required for the purposes intended.

Re-number subsequent section accordingly

Amendment 2—On page 1, line 19 in title, insert after the semi-colon: amending s. 159.41(2), Florida Statutes, eliminating a five year refunding restriction;

On motion by Senator McClain, by two-thirds vote SB 1035 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

Mr. President	Henderson	Renick	Trask
Castor	Johnston	Saylor	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Graham	Plante	Thomas, Pat	Zinkil
Hair	Poston	Tobiassen	

Nays—None

Votes after roll call:

Yeas—Chamberlin, Gallen, Peterson, Jon Thomas, Tobiassen

On motion by Senator McClain, the rules were waived and SB 1035 after being engrossed was ordered immediately certified to the House.

SB 912—A bill to entitled An act relating to mental health; amending s. 394.469(3), Florida Statutes; authorizing law enforcement officers to assist in rehospitalizing involuntary patients on convalescent status; providing an effective date.

—was read the second time by title. On motion by Senator Zinkil, by two-thirds vote SB 912 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Hair	Plante	Trask
Castor	Henderson	Poston	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Pat	Zinkil
Graham	Peterson	Tobiassen	

Nays—None

Votes after roll call:

Yeas—Gallen, Jon Thomas

SB 1350—A bill to be entitled An act relating to bond financing; amending s. 159.02(4), Florida Statutes; redefining "project" for purposes of the Revenue Bond Act of 1953 to include theme and amusement parks in order to permit local governments to issue revenue bonds to finance the acquisition and construction of such parks; providing an effective date.

—was read the second time by title. On motion by Senator Winn, by two-thirds vote SB 1350 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Hair	Plante	Trask
Castor	Henderson	Poston	Vogt
Chamberlin	Johnston	Renick	Ware
Childers, Don	Lewis	Scarborough	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Pat	Zinkil
Graham	Peterson	Tobiassen	

Nays—None

Votes after roll call:

Yeas—Gallen, Jon Thomas

SB 1236—A bill to be entitled An act relating to pharmacists; adding s. 465.071(4), Florida Statutes; requiring applicants fail-

ing the state board examination in pharmacy three times to make a showing of good cause before being allowed to take a subsequent examination; authorizing the Florida Board of Pharmacy to impose conditions on applicants permitted to take subsequent examinations; providing time limitations on the taking of re-examinations except upon a showing of good cause; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs offered the following amendment which was moved by Senator Scarborough and adopted:

Amendment 1—On page 1, line 25, strike “.” and insert: which conditions shall include submission of satisfactory proof that he has successfully completed courses approved by the board in those areas in which he is deemed deficient by the board.

On motion by Senator Scarborough, by two-thirds vote SB 1236 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Mr. President	Henderson	Renick	Vogt
Castor	Johnston	Scarborough	Ware
Chamberlin	Lewis	Scott	Williamson
Childers, Don	MacKay	Skinner	Wilson
Childers, W. D.	McClain	Spicola	Winn
Dunn	Myers	Thomas, Jon	Zinkil
Firestone	Peterson	Thomas, Pat	
Graham	Plante	Tobiasen	
Hair	Poston	Trask	

Nays—None

Votes after roll call:

Yea—Gallen

SB 444—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091(4)(g), Florida Statutes; providing a monthly benefit for certain justices or judges who are retired for disability pursuant to Article V of the State Constitution; providing an effective date.

—was read the second time by title.

The Committee on Personnel, Retirement and Collective Bargaining offered the following amendment which was moved by Senator Scarborough and adopted:

Amendment 1—On page 1 and 2, lines 27-31 and 1-7, strike all of Subparagraph 2. and renumber subsequent subparagraph.

Senator Scarborough moved the following amendment which was adopted:

Amendment 2—On page 1, line 20, strike “justice or judge of such court or courts” and insert: an elected constitutional judicial officer, including service as a judicial officer in any court abolished pursuant to Article V of the State Constitution

On motion by Senator Scarborough, by two-thirds vote SB 444 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—30

Mr. President	Hair	Poston	Vogt
Castor	Henderson	Renick	Ware
Chamberlin	Johnston	Scarborough	Williamson
Childers, Don	Lewis	Scott	Wilson
Childers, W. D.	MacKay	Skinner	Winn
Dunn	McClain	Spicola	Zinkil
Firestone	Myers	Thomas, Pat	
Graham	Peterson	Tobiasen	

Nays—None

Votes after roll call:

Yeas—Gallen, Jon Thomas, Trask

SB 221—A bill to be entitled An act relating to the tax on sales, use and other transactions; amending s. 212.08(2), Florida Statutes; defining prosthetic and orthopedic appliances which are exempt from such tax; providing an effective date.

—was read the second time by title.

Senator Trask moved the following amendment which was adopted:

Amendment 1—On page 2, between lines 9 and 10, insert: Section 2. Subsection (5) is added to section 213.031, Florida Statutes, to read:

212.031 Lease or rental of real property.—

(5) No money paid to a merchants' association by a lessee shall be considered rent for the purposes of this section, whether or not the payment of the money to the association is a condition of the lease. As used in this section, “merchants' association” means a corporation not for profit organized and existing for the sole and exclusive purpose of promoting the businesses of a group of merchants.

(Renumber subsequent section.)

The Committee on Finance, Taxation and Claims offered the following amendment which was moved by Senator Ware and adopted:

Amendment 2—On page 2, line 8, after the word “mobility.” insert: Such apparatus, instrument, device, or equipment shall be according to a list prescribed and approved by the Department of Health and Rehabilitative Services, which list shall be certified to the Department of Revenue from time to time and be included in the rules promulgated by the Department.

Senator Trask moved the following title amendment which was adopted:

Amendment 3—On page 1, line 6, after the semi-colon insert: adding s. 212.031(5), Florida Statutes; providing that money paid to a merchants' association is not rent;

On motion by Senator Ware, by two-thirds vote SB 221 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Mr. President	Hair	Renick	Tobiasen
Castor	Henderson	Saylor	Trask
Chamberlin	Johnston	Scarborough	Vogt
Childers, Don	Lewis	Scott	Ware
Childers, W. D.	McClain	Skinner	Williamson
Firestone	Myers	Spicola	Wilson
Gallen	Peterson	Thomas, Jon	Winn
Graham	Poston	Thomas, Pat	Zinkil

Nays—None

SB 215—A bill to be entitled An act relating to the State Community College Council; amending s. 230.751(1), Florida Statutes; increasing the number of council members; providing for members to be community college district board trustees at time of their appointment; providing an effective date.

—was read the second time by title. On motion by Senator Ware, by two-thirds vote SB 215 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Hair	Poston	Tobiasen
Castor	Henderson	Renick	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

Votes after roll call:

Yeas—Gallen, Peterson, Trask

SB 731—A bill to be entitled An act relating to jury commissioners; amending s. 40.13, Florida Statutes, providing an annual salary for jury commissioners of at least \$100; providing that counties are not prohibited from paying jury commissioners more than the required annual salary; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 731 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Henderson	Sayler	Vogt
Castor	Johnston	Scarborough	Ware
Chamberlin	Lewis	Scott	Williamson
Childers, Don	MacKay	Skinner	Wilson
Childers, W. D.	McClain	Spicola	Winn
Dunn	Myers	Thomas, Jon	Zinkil
Firestone	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	
Hair	Renick	Trask	

Nays—None

Votes after roll call:

Yeas—Gallen, Peterson

SB 883—A bill to be entitled An act relating to the John and Mable Ringling Museum of Art; creating s. 265.261, Florida Statutes; authorizing the Board of Trustees of the John and Mable Ringling Museum of Art to permit the use of property, facilities, and personal services at the museum by a direct-support organization under certain conditions; providing that these organizations be subject to annual audit; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 883 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Henderson	Renick	Tobiassen
Castor	Johnston	Sayler	Trask
Chamberlin	Lewis	Scarborough	Vogt
Childers, Don	MacKay	Scott	Williamson
Childers, W. D.	McClain	Skinner	Wilson
Dunn	Myers	Spicola	Winn
Graham	Plante	Thomas, Jon	Zinkil
Hair	Poston	Thomas, Pat	

Nays—None

Votes after roll call:

Yeas—Gallen, Peterson

SB 665—A bill to be entitled An act relating to shorthand court reporters; amending ss. 457.031, 457.061, 457.081, 457.091, 457.10, and 457.16, Florida Statutes; deleting requirement that examinations for certification be held semiannually and providing that the fee shall apply to one examination only; providing for denial, suspension, or revocation of certificate; specifying requirements for certificate renewal; providing that bond shall be required prior to certification rather than examination; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs offered the following amendments which were moved by Senator Hair and adopted:

Amendment 1—On page 1, line 26, after the word “act;” insert: at least semiannually

Amendment 2—On page 2, line 21, strike “completely”

Amendment 3—On page 1, line 6 in title, insert between “held” and “semiannually” the following words: at least

On motion by Senator Hair, by two-thirds vote SB 665 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Mr. President	Hair	Poston	Thomas, Pat
Castor	Henderson	Renick	Tobiassen
Chamberlin	Johnston	Sayler	Trask
Childers, Don	Lewis	Scarborough	Vogt
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Graham	Plante	Thomas, Jon	Zinkil

Nays—None

Votes after roll call:

Yeas—Gallen, Peterson

SB 666—A bill to be entitled An act relating to installment sales; amending s. 520.07(4), Florida Statutes, “The Motor Vehicle Sales Finance Act,” and of s. 520.34(7), Florida Statutes, “The Retail Installment Sales Act,” relating to the cancellation of insurance policies, providing that unearned finance charges shall be credited to the final maturing installments of the contract or paid to the buyer; providing for computation of the finance charges; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs offered the following amendment which was moved by Senator Hair and adopted:

Amendment 1—On page 1, lines 14 through 30 and on page 2, lines 1 through 11, strike all of the Whereas clauses

The Committee on Commerce offered the following amendments which were moved by Senator Hair and adopted:

Amendment 2—On page 3, lines 6 and 7, strike “in accordance with the provisions of s. 520.09” and insert: by the use of the rule of 78ths

Amendment 3—On page 3, line 25, insert after the word shall: , at his option,

Amendment 4—On page 3, line 26, insert after the word contract: or paid to the buyer,

Amendment 5—On page 4, lines 8 and 9, strike “in accordance with the provisions of s. 520.09” and insert: by the use of the rule of 78ths

On motion by Senator Hair, by two-thirds vote SB 666 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Mr. President	Hair	Plante	Thomas, Jon
Castor	Henderson	Poston	Thomas, Pat
Chamberlin	Johnston	Renick	Tobiassen
Childers, Don	Lewis	Sayler	Trask
Childers, W. D.	MacKay	Scarborough	Williamson
Dunn	McClain	Scott	Wilson
Firestone	Myers	Skinner	Winn
Graham	Peterson	Spicola	Zinkil

Nays—None

Votes after roll call:

Yeas—Gallen and Vogt

SB 1001—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 570.07 (27), Florida Statutes; authorizing the department to incur ex-

penses for presentment of framed certificates for outstanding service; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 1001 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Henderson	Poston	Thomas, Pat
Castor	Johnston	Renick	Tobiassen
Childers, Don	Lewis	Sayler	Trask
Childers, W. D.	MacKay	Scarborough	Vogt
Dunn	McClain	Scott	Williamson
Firestone	Myers	Skinner	Winn
Graham	Peterson	Spicola	Winn
Hair	Plante	Thomas, Jon	Zinkil

Nays—None

Vote after roll call:

Yea—Gallen

HB 1618—A bill to be entitled An act relating to the turfgrass industry; amending the introductory paragraph and subsections (1) and (3) of s. 570.23, Florida Statutes, and the introductory paragraph and subsection (1) of s. 570.34, Florida Statutes, providing a turfgrass member on the State Agricultural Advisory Council and on the Plant Industry Technical Council; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote HB 1618 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Henderson	Poston	Tobiassen
Castor	Johnston	Renick	Trask
Childers, Don	Lewis	Sayler	Vogt
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Graham	Peterson	Thomas, Jon	
Hair	Plante	Thomas, Pat	

Nays—None

Vote after roll call:

Yea—Gallen

SB 452, a companion bill, was laid on the table.

SB 1239—A bill to be entitled An act relating to turnpike projects; adding s. 340.12(4), Florida Statutes, to provide that the toll per mile shall be uniform throughout the length of a project; providing an effective date.

—was read the second time by title.

The Committee on Transportation offered the following amendment which was moved by Senator Firestone and adopted:

Amendment 1—On page 1, strike all of lines 13 and 14 and insert: *(4) The Department of Transportation shall study the feasibility of a uniform system of tolls throughout the length of the turnpike and report its findings to the legislature no later than January 1, 1978.*

On motions by Senator Firestone, by two-thirds vote SB 1239 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

Mr. President	Dunn	Johnston	Peterson
Castor	Firestone	Lewis	Plante
Chamberlin	Graham	MacKay	Poston
Childers, Don	Hair	McClain	Renick
Childers, W. D.	Henderson	Myers	Scarborough

Scott	Thomas, Jon	Trask	Winn
Skinner	Thomas, Pat	Vogt	Zinkil
Spicola	Tobiassen	Williamson	

Nays—None

Vote after roll call:

Yea—Gallen

SB 694—A bill to be entitled An act relating to provision of services to the public; renumbering s. 216.151(5), Florida Statutes, and adding a new subsection (5) to said section; requiring the Secretary of Administration to conduct surveys to determine for the Governor if state services to the public might be more economically provided by private businesses; redesignating s. 216.162(2)(f), Florida Statutes, and adding a new paragraph (f) to said subsection; requiring inclusion in the Governor's annual recommended budget of a list of programs involving provision of services to the public which might be more economically provided by contracting with private business entities to be coupled with recommendations for implementing competitive bidding for the delivery of those services between private businesses and state agencies; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendments which were moved by Senator Firestone and adopted:

Amendment 1—On page 1, line 31, strike "economic surveys, whether, for" and insert: cost studies, whether, for selected

Amendment 2—On page 2, line 27, strike "A list of existing and proposed" and insert: His recommendations regarding selected

Amendment 3—On page 2, lines 28 and 29, strike "the secretary of the Department of Administration has determined" and insert: he has determined, pursuant to studies conducted by the Department,

The Committee on Governmental Operations offered the following amendment which was moved by Senator Firestone:

Amendment 4—On page 3, line 5, strike "This act shall take effect July 1, 1977." and insert: Hereby appropriates \$75,000 from the General Revenue Fund and three positions to carry out the provisions of this act.

The Committee on Appropriations offered the following amendment to Amendment 4 which was moved by Senator Firestone and adopted:

Amendment 4A—After the word "Fund" strike: "and three positions"

Amendment 4 as amended was adopted.

The Committee on Governmental Operations offered the following amendments which were moved by Senator Firestone and adopted:

Amendment 5—On page 3, line 6, insert: Section 4. This act shall take effect July 1, 1977.

Amendment 6—On page 1, line 6 in title, strike "surveys" and insert: cost studies

Amendment 7—On page 1, line 13 in title, strike "of a list of" and insert: his recommendations regarding selected

Amendment 8—On page 1, line 20 in title, after (;) insert: providing an appropriation;

On motion by Senator Firestone, by two-thirds vote SB 694 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Mr. President	Dunn	Lewis	Plante
Castor	Firestone	MacKay	Poston
Chamberlin	Graham	McClain	Renick
Childers, Don	Henderson	Myers	Sayler
Childers, W. D.	Johnston	Peterson	Scarborough

Scott	Thomas, Pat	Ware	Winn
Skinner	Tobiassen	Williamson	Zinkil
Spicola	Trask	Wilson	
Thomas, Jon	Vogt		

Nays—None

Votes after roll call:

Yeas—Gallen, Hair

SB 405—A bill to be entitled An act relating to public property and public buildings; amending s. 255.05(1), Florida Statutes; authorizing the granting of exemptions from the execution of a bond on certain construction contracts; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendment which was moved by Senator Plante and adopted:

Amendment 1—On page 2, lines 16 and 17, strike "having charge of such work" and insert: or board awarding such contract

Pending further consideration of SB 405 as amended, on motions by Senator Wilson, by two-thirds vote HB 925 was withdrawn from the Committees on Commerce and Governmental Operations and placed on the calendar. On motion by Senator Wilson—

HB 925—A bill to be entitled An act relating to public property and public buildings; amending s. 255.05(1), Florida Statutes, and adding a subsection (3) thereto, providing that contractors entering into a contract with certain public authorities shall be required to file a bond if, and only if, the actual or estimated cost of the performance exceeds \$10,000 in value; providing that the public authority has the option to require or not require a bond for work which is valued at \$10,000 or less; providing an effective date.

—a companion measure, was substituted therefor and by two-thirds vote read the second time by title.

Senator Gorman offered the following amendments which were moved by Senator Wilson and adopted:

Amendment 1—On page 1, line 16, strike everything after the enacting clause and insert: Section 1. Subsection (1) of section 255.05, Florida Statutes, is amended to read:

255.05 Bond of contractor constructing public buildings; suit by materialmen, etc.—

(1) Any person entering into a formal contract with the state of any county, city, or political subdivision thereof, or other public authority, for the construction of any public building for such state, county, city, political subdivision, or public authority, or for the prosecution and completion of any public work or for repairs upon any building, or public works for such state, county, city, political subdivision, or public authority shall be required, before commencing such work, to execute the usual penal bond, with good and sufficient sureties, with the additional obligations that such contractor shall promptly make payments to all persons supplying him labor, material, and supplies, used directly or indirectly by the said contractor or subcontractors in the prosecution of the work provided for in said contract; and any person making application, therefor and furnishing affidavit to the director of the Department of General Services when such work is done for the state, or to the other official having charge of such work when such work is done for any county, city, political subdivision, or public authority, that labor, material, or supplies for the prosecution of such work has been supplied by him and payment has not been made, shall be furnished with a certified copy of said contract and bond, upon which said person supplying such labor, material, or supplies shall have a right of action and may bring suit in the name of the state, or the city, county, or political subdivision prosecuting said work, for his use and benefit, against said contractor and sureties, and to, prosecute the same to final judgment and execution. Such action and its prosecution shall not involve the state or any county, city or other political subdivisions in any expense. *Provided, however, that at the discretion of the director of*

the Department of General Services when such work is done for the state, or at the discretion of the official or board awarding such contract when such work is done for any county, city, political subdivision, or public authority, any person entering into such a contract which is for \$25,000 or less may be exempted from executing the usual penal bond.

Section 2. This act shall take effect July 1, 1977.

Amendment 2—On page 1 in title, strike all of lines 1 through 12 and insert: A bill to be entitled An act relating to public property and public buildings; amending s. 255.05(1), Florida Statutes; authorizing the granting of exemptions from the execution of a bond on certain construction contracts; providing an effective date.

On motion by Senator Wilson, by two-thirds vote HB 925 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Johnston	Saylor	Vogt
Castor	Lewis	Scarborough	Ware
Chamberlin	MacKay	Scott	Williamson
Childers, Don	McClain	Skinner	Wilson
Childers, W. D.	Myers	Spicola	Winn
Dunn	Peterson	Thomas, Jon	Zinkil
Firestone	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	
Henderson	Renick	Trask	

Nays—None

Votes after roll call:

Yeas—Gallen and Hair

SB 405 was laid on the table.

SB 1404—A bill to be entitled An act relating to dentistry; amending s. 466.17(1), Florida Statutes, requiring proof of completion of a cardio-pulmonary resuscitation course for annual license renewal; amending s. 466.13, Florida Statutes, 1976 Supplement; requiring proof of completion of a cardio-pulmonary resuscitation course as a condition to licensing; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 1404 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Graham	Plante	Thomas, Jon
Castor	Henderson	Poston	Thomas, Pat
Chamberlin	Johnston	Renick	Tobiassen
Childers, Don	Lewis	Saylor	Vogt
Childers, W. D.	MacKay	Scarborough	Ware
Dunn	McClain	Scott	Williamson
Firestone	Myers	Skinner	Wilson
Gallen	Peterson	Spicola	Winn

Nays—None

Votes after roll call:

Yeas—Hair and Trask

SB 1174—A bill to be entitled An act relating to weights and measures; adding subsection (15) to s. 531.41, Florida Statutes; requiring the Department of Agriculture and Consumer Services to inspect and test certain grain moisture measuring devices; authorizing the establishment of tolerances and certain specifications for such devices; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 1174 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Henderson	Renick	Trask
Castor	Johnston	Sayler	Vogt
Chamberlin	Lewis	Scarborough	Williamson
Childers, Don	MacKay	Scott	Wilson
Childers, W. D.	McClain	Skinner	Winn
Dunn	Myers	Spicola	Zinkil
Firestone	Peterson	Thomas, Jon	
Gallen	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—None

Vote after roll call:

Yea—Hair

On motion by Senator MacKay, the rules were waived and SB 1174 was ordered immediately certified to the House.

SB 272—A bill to be entitled An act relating to fishing licenses; adding s. 372.57(4)(f), Florida Statutes, 1976 Supplement; excepting certain retarded persons from the payment of fees for fishing licenses; providing an effective date.

—was read the second time by title.

The Committee on Finance, Taxation and Claims offered the following amendment which was moved by Senator MacKay and adopted:

Amendment 1—On page 2, strike line 6 and insert: (f) No fee shall be required for a fishing license for any

On motion by Senator MacKay, by two-thirds vote SB 272 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Mr. President	Henderson	Poston	Tobiassen
Castor	Johnston	Renick	Trask
Childers, Don	Lewis	Scarborough	Vogt
Childers, W. D.	MacKay	Scott	Ware
Dunn	McClain	Skinner	Williamson
Firestone	Myers	Spicola	Wilson
Gallen	Peterson	Thomas, Jon	Winn
Graham	Plante	Thomas, Pat	Zinkil

Nays—None

Vote after roll call:

Yea—Hair

SB 1057—A bill to be entitled An act relating to the Revenue Bond Act of 1953; amending s. 159.17, Florida Statutes; designating when a lien on certain lands or premises for service charges for specified utilities takes priority over any other lien on the same lands or premises except the lien for state, county and municipal taxes; providing an effective date.

—was read the second time by title. On motion by Senator Lewis, by two-thirds vote SB 1057 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Henderson	Renick	Trask
Castor	Johnston	Sayler	Vogt
Chamberlin	Lewis	Scarborough	Ware
Childers, Don	MacKay	Scott	Williamson
Childers, W. D.	McClain	Skinner	Wilson
Dunn	Myers	Spicola	Zinkil
Firestone	Peterson	Thomas, Jon	
Gallen	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—None

Vote after roll call:

Yea—Hair

SB 572—A bill to be entitled An act relating to public funds; amending s. 125.31(1), Florida Statutes; transferring and amending s. 125.315, Florida Statutes; creating ss. 166.261 and 218.345, Florida Statutes; requiring county commissioners, tax collectors, county officers, and the governing bodies of municipalities and special districts, to invest surplus public funds in obligations of or obligations guaranteed by, the United States Government; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs offered the following amendments which were moved by Senator Lewis and adopted:

Amendment 1—On page 1, line 26 and on page 2, line 16, after the period add new subsection 2 (2) The provisions of this section are supplemental to any and all other laws relating to the legal investment of counties.

Amendment 2—On page 1, line 3, insert after the semicolon: providing that requirements of s. 125.31(1), Florida Statutes, are to be supplemental to other laws;

On motion by Senator Lewis, by two-thirds vote SB 572 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Mr. President	Henderson	Renick	Trask
Castor	Johnston	Sayler	Vogt
Chamberlin	Lewis	Scarborough	Williamson
Childers, Don	MacKay	Scott	Wilson
Childers, W. D.	McClain	Skinner	Winn
Dunn	Myers	Spicola	Zinkil
Firestone	Peterson	Thomas, Jon	
Gallen	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—None

Vote after roll call:

Yea—Hair

By the Committee on Commerce and Senator Plante—

CS for SB 645—A bill to be entitled An act relating to the protection of underground gas pipelines and related facilities; providing definitions; requiring persons making excavations in public or private streets, alleys, public rights-of-way, or gas utility easements to obtain information on the location of underground gas pipelines; requiring notice of intent to excavate; requiring the marking of underground gas pipelines by the owner upon notice of intent to excavate; prohibiting the issuance of excavation permits unless such notice has been given; requiring notice of damage to or dislocation of underground gas pipelines by the excavator; providing for emergency excavation without notice; prescribing liability of excavator for negligence; providing severability; providing an effective date.

—was read the first time by title and SB 645 was laid on the table.

On motions by Senator Plante, by two-thirds vote CS for SB 645 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Henderson	Renick	Vogt
Castor	Johnston	Scarborough	Ware
Chamberlin	Lewis	Scott	Williamson
Childers, Don	MacKay	Skinner	Wilson
Childers, W. D.	McClain	Spicola	Winn
Dunn	Myers	Thomas, Jon	Zinkil
Firestone	Peterson	Thomas, Pat	
Gallen	Plante	Tobiassen	
Graham	Poston	Trask	

Nays—None

Vote after roll call:

Yea—Hair

SB 1347—A bill to be entitled An act relating to the Constitutional Revision Commission; requiring members to file full and public disclosure of their financial interests; providing disqualification for failure to file; providing an effective date.

—was read the second time by title. On motion by Senator Plante, by two-thirds vote SB 1347 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Graham	Renick	Tobiassen
Castor	Henderson	Scarborough	Trask
Chamberlin	McClain	Scott	Vogt
Childers, Don	Myers	Skinner	Ware
Childers, W. D.	Peterson	Spicola	Williamson
Dunn	Plante	Thomas, Jon	Wilson
Gallen	Poston	Thomas, Pat	

Nays—5

Firestone	Lewis	MacKay	Zinkil
Johnston			

Vote after roll call:

Nay—Hair

By the Committee on Transportation and Senator Gallen—

CS for SB 470—A bill to be entitled An act relating to the regulation of aircraft and pilots; repealing ss. 330.02, 330.03, 330.06-330.16, 330.18-330.25, Florida Statutes, relating to the licensing and regulation of aircraft and pilots, and the registration of aircraft; providing an effective date.

—was read the first time by title and SB 470 was laid on the table.

On motion by Senator Gallen, by two-thirds vote CS for SB 470 was read the second time by title.

The Committee on Commerce offered the following amendments which were moved by Senator Gallen and adopted:

Amendment 1—On page 1, line 11, strike "330.06,"

Amendment 2—On page 1, line 4 in title, strike "330.06" and insert: 330.07

On motion by Senator Gallen, by two-thirds vote CS for SB 470 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Henderson	Renick	Trask
Castor	Johnston	Sayler	Vogt
Chamberlin	Lewis	Scarborough	Ware
Childers, Don	MacKay	Scott	Williamson
Childers, W. D.	McClain	Skinner	Wilson
Dunn	Myers	Spicola	Winn
Firestone	Peterson	Thomas, Jon	Zinkil
Gallen	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—None

Vote after roll call:

Yea—Hair

SB 967—A bill to be entitled An act relating to osteopathic physicians; creating s. 459.151, Florida Statutes, providing legislative intent; providing definitions; authorizing osteopathic physicians to utilize assistants under certain circumstances; providing that trainees may also perform services required of osteopathic physician's assistants; requiring such

assistants to be approved by the State Board of Osteopathic Medical Examiners; providing for application approval; providing a penalty; requiring a report to the Legislature; providing for revocation of approval; providing for rules; providing that the board may consult with appropriate medical organizations in setting up the program; providing fees; providing for the effect of the law; limiting liability; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services offered the following amendment which was moved by Senator Trask and adopted:

Amendment 1—On page 6, line 6, strike "1973" and insert: 1979

Senator Glisson offered the following amendment which was moved by Senator Trask and adopted:

Amendment 2—On page 7, line 31, insert: (d) Fees collected in this subsection shall be deposited to the credit of the Board of Osteopathic Examiner's Operating Trust Fund, to be used for regulatory purposes.

On motion by Senator Trask, by two-thirds vote SB 967 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—29

Mr. President	Graham	Peterson	Trask
Castor	Hair	Poston	Vogt
Chamberlin	Henderson	Renick	Ware
Childers, Don	Johnston	Scott	Williamson
Childers, W. D.	Lewis	Spicola	Wilson
Dunn	MacKay	Thomas, Jon	
Firestone	McClain	Thomas, Pat	
Gallen	Myers	Tobiassen	

Nays—None

Consideration of SB 386 was deferred.

CS for HB 334—A bill to be entitled An act relating to mental health; adding subsection (4) to s. 394.461, Florida Statutes, to require separate treatment facilities for criminally charged or convicted mentally ill persons who are determined by the Department of Health and Rehabilitative Services to be dangerous to others or security risks; providing an effective date.

—was read the second time by title. On motion by Senator Zinkil, by two-thirds vote CS for HB 334 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Graham	Poston	Thomas, Pat
Castor	Henderson	Renick	Tobiassen
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	MacKay	Scarborough	Ware
Childers, W. D.	McClain	Scott	Williamson
Dunn	Myers	Skinner	Wilson
Firestone	Peterson	Spicola	Winn
Gallen	Plante	Thomas, Jon	Zinkil

Nays—1

Lewis

Votes after roll call:

Yeas—Hair and Trask

SB 201, a companion bill, was laid on the table.

SB 700 was taken up and on motions by Senator Chamberlin, the rules were waived and by two-thirds vote HB 1428 was withdrawn from the Committees on Education, and Appropriations and placed on the calendar. On motions by Senator Chamberlin—

HB 1428—A bill to be entitled An act relating to education; amending s. 236.02(2), Florida Statutes, 1976 Supplement, to provide that the State Board of Education may at its discretion reduce funds allotted to a school when it has allowed the school to operate for fewer than the required number of days; providing criteria for allowing such reduced operation; providing an effective date.

—a companion measure, was substituted for SB 700 and read the second time by title. On motion by Senator Chamberlin, by two-thirds vote HB 1428 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Henderson	Renick	Trask
Castor	Johnston	Sayler	Ware
Chamberlin	Lewis	Scarborough	Williamson
Childers, Don	MacKay	Scott	Wilson
Childers, W. D.	McClain	Skinner	Winn
Dunn	Myers	Spicola	Zinkil
Firestone	Peterson	Thomas, Jon	
Gallen	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—None

Votes after roll call:

Yeas—Hair and Vogt

SB 700 was laid on the table.

SB 793—A bill to be entitled An act relating to restoration and perpetuation of original government cadastral surveys; creating part III, chapter 177, Florida Statutes, entitled Restoration of Corners; providing a short title and legislative declaration of policy; providing definitions; providing powers and duties of the Department of Natural Resources; providing for establishment of an advisory board; providing for records exchange; providing for the validation and certification of corners; providing no limitation on the practice of land surveying under chapter 472, Florida Statutes; establishing personnel requirements; providing penalties for willful damage or destruction of cadastral monuments and corner records; providing severability; providing an effective date.

—was read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was moved by Senator Jon Thomas and adopted:

Amendment 1—On page 7, line 19, after the word “and” insert: to

On motion by Senator Jon Thomas, by two-thirds vote SB 793 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Renick	Trask
Castor	Johnston	Sayler	Vogt
Chamberlin	Lewis	Scarborough	Ware
Childers, Don	MacKay	Scott	Williamson
Childers, W. D.	McClain	Skinner	Wilson
Dunn	Myers	Spicola	Winn
Firestone	Peterson	Thomas, Jon	Zinkil
Gallen	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—1

Henderson

Senator Gallen presiding

SB 722—A bill to be entitled An act relating to consumer protection; creating s. 501.141, Florida Statutes; requiring

statements of satisfaction as to the operation or condition of certain goods delivered to be in writing and to contain certain information; providing for a buyer's right to cancel; providing limitation; providing that such statements not in compliance with the provisions of this act are null, void, and of no force or effect; providing an effective date.

—was read the second time by title. On motion by Senator Zinkil, by two-thirds vote SB 722 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	
Hair	Poston	Tobiassen	

Nays—None

SB 965—A bill to be entitled An act relating to civil actions for unpaid wages; creating s. 448.08, Florida Statutes; authorizing the award of costs and a reasonable attorney's fee to a successful litigant in an action for unpaid wages; providing an effective date.

—was read the second time by title. On motion by Senator Chamberlin, by two-thirds vote SB 965 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Castor	Henderson	Sayler	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Peterson	Thomas, Jon	Zinkil
Gallen	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	
Hair	Renick	Trask	

Nays—None

SB 651—A bill to be entitled An act relating to maps and plats; amending s. 177.071(2), Florida Statutes, 1976 Supplement; providing that provisions of an ordinance of a charter county which is inconsistent with the provisions of said section shall prevail in such county; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs offered the following amendments which were moved by Senator Renick and adopted:

Amendment 1—On page 1, strike all of line 15 and insert: ordinance of a county chartered under section 6(e), Article VIII, of the State Constitution, which provision is inconsistent

Amendment 2—On page 1 in title, line 5, strike “charter county” and insert: county chartered under section 6(e), Article VIII, of the State Constitution

On motion by Senator Renick, by two-thirds vote SB 651 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Castor	Gallen	McClain	Sayler
Chamberlin	Hair	Myers	Scarborough
Childers, Don	Henderson	Peterson	Scott
Childers, W. D.	Johnston	Plante	Skinner
Dunn	Lewis	Poston	Thomas, Jon
Firestone	MacKay	Renick	Spicola

Thomas, Pat
Tobiassen
Trask

Vogt
Ware

Williamson
Wilson

Winn
Zinkil

Nays—None

By the Committee on Natural Resources and Conservation and Senator Renick—

CS for SB 592—A bill to be entitled An act relating to the regulation of stone crabs, blue crabs, crawfish and shrimp; amending ss. 370.13(1)(b), (2)(f) and 370.135(3), Florida Statutes, 1976 Supplement; providing for the working of stone crab and blue crab traps during daylight hours and prohibiting the pulling of such traps during certain hours; amending s. 370.14(3)(a), (c), (g), (h), Florida Statutes, 1976 Supplement, and adding paragraph (i) to said subsection; amending s. 370.14(4), (5), and (7), Florida Statutes, 1976 Supplement; providing for the use of crawfish traps with biodegradable tops or throats; providing a third degree felony for molesting crawfish traps, lines or buoys; requiring posting a bond to possess undersized crawfish for luring non-captive crawfish; providing for boats and crawfish to be subject to search without a search warrant when the boat owner or operator is aboard; providing for forfeiture of the bond upon conviction of possession of undersized crawfish tails; providing for prima facie evidence of violation; providing for a closed season of April 1 through July 25 for taking crawfish; excepting common carriers from permit requirements; repealing s. 370.14(8), Florida Statutes; eliminating submergence devices attached to crawfish traps; amending s. 370.15(2)(a), Florida Statutes; omitting the requirement that illegal possession of shrimp must be on board a vessel; providing for grading of small shrimp which are legal prior to grading; providing an effective date.

—was read the first time by title and SB 592 was laid on the table.

On motions by Senator Renick, by two-thirds vote CS for SB 592 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—25

Castor	Johnston	Saylor	Williamson
Childers, Don	McClain	Scarborough	Wilson
Firestone	Myers	Scott	Winn
Gallen	Peterson	Skinner	Zinkil
Graham	Plante	Spicola	
Hair	Poston	Thomas, Jon	
Henderson	Renick	Trask	

Nays—7

Chamberlin	Lewis	Thomas, Pat	Ware
Childers, W. D.	MacKay	Tobiassen	

On motion by Senator Renick, the rules were waived and CS for SB 592 was immediately certified to the House.

By the Committee on Commerce and Senator W. D. Childers—

CS for SB 1193—A bill to be entitled An act relating to credit unions; creating s. 657.061, Florida Statutes; providing that certain records of the Department of Banking and Finance relating to credit unions shall be open to the public; providing for disclosure of confidential records under certain circumstances; providing a list of records which are confidential; providing exceptions; providing for credit union membership lists, and inspection thereof; providing penalties; providing for retention of records and for use of copies; authorizing the department to adopt rules; amending s. 119.07(2)(b), Florida Statutes, to conform to the act; providing an effective date.

—was read the first time by title and SB 1193 was laid on the table.

On motion by Senator W. D. Childers, by two-thirds vote CS for SB 1193 was read the second time by title.

The Committee on Governmental Operations offered the following amendment which was moved by Senator W. D. Childers and adopted:

Amendment 1—On page 3, line 31, strike the word "trail" and insert: trial

On motion by Senator W. D. Childers, by two-thirds vote CS for SB 1193 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Castor	Henderson	Saylor	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	Zinkil
Gallen	Peterson	Thomas, Pat	
Graham	Poston	Tobiassen	
Hair	Renick	Trask	

Nays—None

SB 577—A bill to be entitled An act relating to highway safety; amending s. 316.159(1), Florida Statutes; requiring only buses and vehicles carrying explosive substances or flammable liquids to stop at railroad crossings; repealing s. 316.158, Florida Statutes, which authorizes the Department of Transportation and local authorities to designate certain railroad crossings for the purpose of erecting traffic control devices; providing an effective date.

—was read the second time by title.

The Committee on Transportation offered the following amendments which were moved by Senator Poston and adopted:

Amendment 1—On page 2, strike lines 4 and 5

Amendment 2—On page 1, strike all of line 6 through and including line 11 and insert: railroad crossings; providing an effective date.

On motion by Senator Poston, by two-thirds vote SB 577 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

Castor	Hair	Plante	Thomas, Pat
Chamberlin	Henderson	Poston	Tobiassen
Childers, Don	Johnston	Renick	Trask
Childers, W. D.	Lewis	Scarborough	Ware
Dunn	MacKay	Scott	Williamson
Firestone	McClain	Skinner	Winn
Gallen	Myers	Spicola	Zinkil
Graham	Peterson	Thomas, Jon	

Nays—None

SB 1357—A bill to be entitled An act relating to family services; amending s. 409.166(2)(a), Florida Statutes, 1976 Supplement; adding to definition of "special needs child"; providing an effective date.

—was read the second time by title. On motion by Senator Wilson, by two-thirds vote SB 1357 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Castor	Johnston	Renick	Tobiassen
Childers, Don	Lewis	Saylor	Trask
Childers, W. D.	MacKay	Scarborough	Ware
Firestone	McClain	Scott	Williamson
Gallen	Myers	Skinner	Wilson
Graham	Peterson	Spicola	Winn
Hair	Plante	Thomas, Jon	
Henderson	Poston	Thomas, Pat	

Nays—None

SB 754 was taken up and on motion by Senator Poston, by two-thirds vote HB 390 was withdrawn from the Committee on Transportation and placed on the calendar. On motions by Senator Poston—

HB 390—A bill to be entitled An act relating to roads and highways; authorizing and directing the Department of Transportation to redesignate that portion of State Road 826 known as Interama Boulevard within the City of North Miami Beach as North Miami Beach Boulevard and Sunny Isles Boulevard; authorizing and directing the Department of Transportation to redesignate the interchange of State Road 826, U.S. 441, I-95 and the Florida Turnpike from "Interama Interchange" to "Golden Glades Interchange"; providing an effective date.

—a companion measure, was substituted for SB 754 and by two-thirds vote read the second time by title. On motion by Senator Poston, by two-thirds vote HB 390 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Castor	Henderson	Renick	Tobiassen
Chamberlin	Johnston	Sayler	Trask
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Firestone	McClain	Skinner	Wilson
Gallen	Peterson	Spicola	Winn
Graham	Plante	Thomas, Jon	Zinkil
Hair	Poston	Thomas, Pat	

Nays—None

SB 754 was laid on the table.

SB 1196—A bill to be entitled An act relating to the Florida State Fair Authority; authorizing the Division of Beverage of the Department of Business Regulation to issue a beverage license to the Florida State Fair Authority for the use within the buildings known as Exposition Building, Exhibition Building, and Old MacDonald's Farm; providing limitations on use; providing for application for such license; requiring competitive bidding on contracts; prohibiting contracting with any discriminatory business; providing for transfer of license; providing an effective date.

—was read the second time by title. On motion by Senator Spicola, by two-thirds vote SB 1196 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—23

Castor	Hair	Plante	Thomas, Jon
Chamberlin	Henderson	Poston	Tobiassen
Childers, W. D.	Johnston	Renick	Ware
Firestone	Lewis	Scarborough	Wilson
Gallen	McClain	Scott	Winn
Graham	Myers	Spicola	

Nays—7

Childers, Don	Sayler	Trask	Zinkil
Peterson	Thomas, Pat	Williamson	

HB 421—A bill to be entitled An act relating to instructional aids; adding a new subsection (12) to s. 233.25, Florida Statutes, and adding a paragraph to subsection (3) of said section; requiring publishers and manufacturers of instructional materials, with respect to any copyright held by the publisher or its agency, to give automatic permission to the Department of Education or its agencies for the reproduction of the material in Braille, large print, or as sound recordings for visually handicapped students as a prerequisite to providing such instructional materials to the state; requiring submission of certain information relating to copyrights; providing an effective date.

—was read the second time by title.

Senator Castor moved the following amendments which were adopted:

Amendment 1—On page 2, strike all of lines 3 through 15, inclusive and renumber subsequent section

Amendment 2—On page 1 in title, lines 4 and 5, strike the words: "and adding a paragraph to subsection (3) of said section;"

Amendment 3—On page 1, lines 14 and 15, strike the words: "requiring submission of certain information relating to copyrights;"

On motion by Senator Castor, by two-thirds vote HB 421 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Castor	Henderson	Poston	Thomas, Pat
Chamberlin	Johnston	Renick	Tobiassen
Childers, Don	Lewis	Sayler	Trask
Childers, W. D.	MacKay	Scarborough	Ware
Firestone	McClain	Scott	Williamson
Gallen	Myers	Skinner	Wilson
Graham	Peterson	Spicola	Winn
Hair	Plante	Thomas, Jon	Zinkil

Nays—None

On motion by Senator Wilson, the rules were waived and SB 1357 was ordered immediately certified to the House.

By the Committee on Economic, Community and Consumer Affairs and Senator Wilson—

CS for SB 411—A bill to be entitled An act relating to motor and special fuel taxation; amending ss. 206.05(1), 206.90(1), Florida Statutes, to provide that local governments shall not be required to post a bond for payment of taxes; amending ss. 206.02(2)(a), 206.03(1), 206.89(2), Florida Statutes, to provide that local governments may be licensed as motor or special fuel dealers without posting a bond; providing an effective date.

—was read the first time by title and SB 411 was laid on the table.

On motions by Senator Wilson, by two-thirds vote CS for SB 411 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Castor	Henderson	Poston	Thomas, Pat
Chamberlin	Johnston	Renick	Tobiassen
Childers, Don	Lewis	Sayler	Trask
Childers, W. D.	MacKay	Scarborough	Ware
Firestone	McClain	Scott	Williamson
Gallen	Myers	Skinner	Wilson
Graham	Peterson	Spicola	Zinkil
Hair	Plante	Thomas, Jon	

Nays—None

On motion by Senator Wilson, the rules were waived and CS for SB 411 was ordered immediately certified to the House.

CS for SB 44, by the Committee on Judiciary-Criminal and Senators Dunn, Johnston, Sayler and MacKay, was read the first time by title and SB 44 was laid on the table.

On motion by Senator Johnston—

CS for HB 218—A bill to be entitled An act relating to child abuse; adding subsection (3) to s. 827.04, Florida Statutes, providing that it is unlawful to cause a minor under 18 years of age to become a delinquent or dependent child or to continue to be a delinquent or dependent child; providing a penalty; providing an effective date.

—a companion measure was substituted for CS for SB 44 and read the second time by title. On motion by Senator Johnston, by two-thirds vote CS for HB 218 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Castor	Johnston	Renick	Tobiasen
Chamberlin	Lewis	Saylor	Trask
Childers, W. D.	MacKay	Scarborough	Vogt
Firestone	McClain	Scott	Williamson
Gallen	Myers	Skinner	Wilson
Graham	Peterson	Spicola	Zinkil
Hair	Plante	Thomas, Jon	
Henderson	Poston	Thomas, Pat	

Nays—2

Childers, Don Ware

CS for SB 44 was laid on the table.

SB 126 was taken up and on motion by Senator Johnston—

HB 680—A bill to be entitled An act relating to attorney's fees; amending s. 59.46, Florida Statutes; providing that in the absence of expressed contrary intent, provisions of statute or contract for the payment of attorney's fees be construed to include the payment of such fees on appeal; conforming provisions of said section to the rules adopted by the Supreme Court for practice and procedure; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Johnston, by two-thirds vote HB 680 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Castor	Johnston	Saylor	Vogt
Chamberlin	Lewis	Scarborough	Ware
Childers, Don	MacKay	Scott	Williamson
Childers, W. D.	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	
Hair	Poston	Tobiasen	
Henderson	Renick	Trask	

Nays—None

SB 126 was laid on the table.

By the Committee on Health and Rehabilitative Services and Senator Graham—

CS for SB 347—A bill to be entitled An act relating to medical assistance for the needy; adding s. 409.266(3)-(5), Florida Statutes; prescribing additional duties of the Department of Health and Rehabilitative Services with respect to such program of assistance; authorizing the department to investigate suspected fraud or attempted fraud violations under s. 409.325, Florida Statutes, with respect to such assistance; requiring any criminal violation to be reported to the appropriate state attorney; authorizing the department to suspend the privilege of participation in the program of any provider of services whom it finds to have violated s. 409.325, Florida Statutes; requiring any violation by a physician, osteopathic physician, dentist, pharmacist, or nursing home administrator to be reported to the appropriate professional licensing board and requiring such board to conduct a disciplinary proceeding with respect to the violator; providing an effective date.

—was read the first time by title and SB 347 was laid on the table.

On motions by Senator Graham, by two-thirds vote CS for SB 347 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Castor	Henderson	Poston	Thomas, Pat
Chamberlin	Johnston	Renick	Tobiasen
Childers, Don	Lewis	Saylor	Trask
Childers, W. D.	MacKay	Scarborough	Vogt
Firestone	McClain	Scott	Ware
Gallen	Myers	Skinner	Williamson
Graham	Peterson	Spicola	Winn
Hair	Plante	Thomas, Jon	Zinkil

Nays—None

SB 81—A bill to be entitled An act relating to health care facilities and providers; amending s. 395.20(1), Florida Statutes; providing for itemized patient billing by physicians for professional services rendered; providing that a patient, upon request, shall be furnished by the facility or provider a preliminary statement of charges; providing that prior payment shall not be a condition of the right to a preliminary statement or itemized statement; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services offered the following amendments which were moved by Senator Graham and adopted:

Amendment 1—On page 1, line 16, strike everything after the enacting clause and insert:

Section 1. Subsection (2) of s. 395.20, Florida Statutes, is created to read:

395.20 Itemized patient bill; form and content prescribed by the Department of Health and Rehabilitative Services.—

(2) No later than the physician's next regular billing cycle following the fifth day after the rendering of professional services by a physician licensed under c. 458, 459, 460, or 461, Florida Statutes, the physician providing the service shall submit to the patient, or to the patient's insurer, or to the administrative agency for any Federal or state health program under which the patient is entitled to benefits, an itemized statement of the specific services rendered and the charge for each. In no event shall prior payment be a condition of furnishing such itemized statement.

Section 2. Existing ss. (2) through (4) are renumbered as ss. (3) through (5).

Section 3. This act shall take effect July 1, 1977.

Amendment 2—On page 1, lines 1 through 12, strike all language and insert: A bill to be entitled An act relating to health care facilities and providers; creating a new ss. (2) of s. 395.20, Florida Statutes, and renumbering subsequent subsections; providing for itemized billing by physicians for professional services rendered; providing that prior payment shall not be a condition of the right to an itemized statement; providing an effective date.

On motion by Senator Graham, by two-thirds vote SB 81 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Castor	Henderson	Poston	Thomas, Pat
Chamberlin	Johnston	Renick	Tobiasen
Childers, Don	Lewis	Saylor	Trask
Childers, W. D.	MacKay	Scarborough	Vogt
Firestone	McClain	Scott	Ware
Gallen	Myers	Skinner	Williamson
Graham	Peterson	Spicola	Winn
Hair	Plante	Thomas, Jon	Zinkil

Nays—None

SB 328—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021(20), Florida Statutes, 1976 Supplement; providing that "military service" includes actual wartime service in the Allied Forces; providing an effective date.

—was read the second time by title.

The Committee on Personnel, Retirement and Collective Bargaining offered the following amendment which was moved by Senator Poston and adopted:

Amendment 1—On page 1, lines 17, 18 and 19, strike "as defined by the Veterans' Administration, or "wartime service" in the Allied Forces" and insert: or "wartime service" in the Allied Forces as defined by the Veterans' Administration

On motion by Senator Poston, by two-thirds vote SB 328 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Castor	Henderson	Poston	Thomas, Pat
Chamberlin	Johnston	Renick	Tobiassen
Childers, Don	Lewis	Saylor	Trask
Childers, W. D.	MacKay	Scarborough	Vogt
Firestone	McClain	Scott	Ware
Gallen	Myers	Skinner	Williamson
Graham	Peterson	Spicola	Winn
Hair	Plante	Thomas, Jon	Zinkil

Nays—None

SB 938—A bill to be entitled An act relating to certification of millage; amending s. 200.011(6), Florida Statutes, 1976 Supplement; providing that governing boards of taxing districts within counties shall certify millage rates to the county property appraiser; providing an effective date.

—was read the second time by title.

Senator Don Childers moved the following amendments which were adopted:

Amendment 1—On page 1, strike all lines 15-25 and insert:

(Substantial rewording of subsection. See s. 200.011(6), F.S. for present text.)

(6) The Board of county commissioners shall certify to the property appraiser the millage rates to be levied for the use of the county, special taxing districts, boards, authorities, and all other taxing units within the county for which the board of county commissioners is required by law to levy taxes. The district school board, each municipality, and the governing board or governing authority of each special taxing district or other taxing unit within the county whose taxes are assessed on the tax roll prepared by the county property appraiser, and for which the board of county commissioners is not required by law to levy taxes, shall certify to the county property appraiser the millage rate set by said board, municipality, authority, special taxing district or taxing unit. The certifications required by this subsection shall be made within 30 days after the property appraisal adjustment board adjourns.

Section 2. This act shall take effect July 1, 1977.

Amendment 2—On page 1, strike line 5 and insert: certain taxing units within counties shall certify

On motion by Senator Don Childers, by two-thirds vote SB 938 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Castor	Hair	Plante	Thomas, Jon
Chamberlin	Henderson	Poston	Thomas, Pat
Childers, Don	Johnston	Renick	Tobiassen
Childers, W. D.	Lewis	Saylor	Trask
Dunn	MacKay	Scarborough	Vogt
Firestone	McClain	Scott	Williamson
Gallen	Myers	Skinner	Winn
Graham	Peterson	Spicola	Zinkil

Nays—None

SB 598—A bill to be entitled An act relating to public schools; amending s. 233.17, Florida Statutes; altering the term of adoption for instructional materials; providing an effective date.

—was read the second time by title.

The Committee on Education offered the following amendments which were moved by Senator Don Childers and adopted:

Amendment 1—On page 1, line 12, before the word "the", insert number for the paragraph: (1)

Amendment 2—On page 1, line 16, insert a new Section 2. and renumber subsequent section:

Section 2. Paragraphs (a) and (c) of subsection (1) of section 233.14 and subsection (2) of the same section and subsection (1) of section 233.16 are amended to read:

233.14 Bids or proposals; advertisement and its contents; sample books; where deposited.—

(1)(a) Beginning on or before May 15 of any year in which an instructional materials adoption is to be initiated, the Department of Education shall advertise in a newspaper published in Tallahassee, once each week for a period of 4 weeks preceding the date on which the bids shall be received, that at a certain designated time, not later than June 15, sealed bids or proposals to be deposited with the Department of State will be received from publishers or manufacturers for the furnishing of instructional materials proposed to be adopted as listed in the advertisement *beginning for the 4 year period dating from April 1 following the adoption.*

(c) The advertisement shall state that a contract covering the adoption of the instructional materials shall be for a definite term *of 4 years.*

(2) The bids or proposals submitted shall be for furnishing the designated materials in accordance with specifications *of the department for a 4 year period.* The proposal or bid shall state the lowest wholesale price at which the materials will be furnished, delivered f.o.b. to the Florida depository of the publisher, manufacturer, or bidder.

233.16 Powers and duties of Department of Education in selecting and adopting instructional materials.—The powers and duties of the Department of Education in selecting and adopting instructional materials shall be:

(1) SELECTION AND ADOPTION OF INSTRUCTIONAL MATERIALS.—The Department of Education shall notify all publishers or manufacturers of instructional materials who have submitted bids that 1 week prior to the adoption meeting of each state instructional materials council, at a designated time and place, it will open bids and proposals which have been submitted and deposited with the Department of State. At the time and place designated, the bids or proposals shall be opened, read, and tabulated in the presence of the bidders or their representatives. No one may revise his bid after the bids have been filed. When all bids or proposals have been carefully considered, the department shall, from the list of suitable, usable, and desirable instructional materials reported by the state instructional materials council, select and adopt instructional materials for each grade and subject to field in the curriculum of public elementary and secondary schools in the state in which adoptions are made and in the subject areas designated in the advertisement, which adoption shall continue *for the period specified in the advertisement a 4-year period,* the period to begin on the ensuing April 1. Such adoption shall not prevent the extension of a contract as provided in subsection (2). The department shall always reserve to itself the right to reject any and all bids or proposals if it is of the opinion that any or all bids, for any reason, should be rejected. The department may ask for new sealed bids from publishers or manufacturers whose instructional materials were recommended by the state instructional materials council as suitable, usable and desirable; specify the dates for filing such bids and the date on which they shall be opened; and proceed in all matters regarding the opening of bids and the awarding of contracts as required by the terms and provisions of this chapter. In all cases, bids or proposals shall be accompanied by a cash deposit or certified check of from \$500 to \$2500, as the department may direct. The department, in adopting instructional materials, shall give due consideration both to the prices bid for furnishing books and to the report and recommendations of the state instructional materials council. When the department shall have finished with the report of the state instructional materials council, the report shall be filed and preserved in the office of the Department of Education and shall be [available] at all times for public inspection.

Amendment 3—On page 1, line 16, insert: (2) *Any contract placing an instructional material on adoption for four or more years shall provide that a publisher may, at the end of each 2 years during the term of the contract, upon giving 60 days*

notification, increase such contract price to the publisher's then-current lowest wholesale price at which the materials are then being offered to any state or school district in the United States. Such price increase shall remain in effect for the remaining term of the contract unless the contract price is increased as permitted above.

Amendment 4—On page 1, line 4, insert after the semicolon (;): providing for a price escalation clause;

Amendment 5—On page 1, line 4, insert after the semicolon (;): amending Section 233.14 and 233.16, Florida Statutes; providing conforming technical amendments;

On motion by Senator Don Childers, by two-thirds vote SB 598 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—26

Childers, Don	Johnston	Renick	Trask
Childers, W. D.	MacKay	Saylor	Vogt
Dunn	McClain	Scott	Williamson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	
Henderson	Poston	Tobiassen	

Nays—3

Castor	Chamberlin	Lewis
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Votes after roll call:

Yea—Hair

Nay to Yea—Lewis

SB 780 was taken up and on motion by Senator Jon Thomas, by two-thirds vote HB 516 was withdrawn from the Committee on Commerce and placed on the calendar. On motions by Senator Jon Thomas—

HB 516—A bill to be entitled An act relating to savings associations; amending s. 665.381(4) and (5), Florida Statutes, restricting the interest rate on property improvement loans and mobile home loans invested in by savings associations; prohibiting such interest from being precomputed; providing for prospective application only; providing an effective date.

—a companion measure, was substituted for SB 780 and by two-thirds vote read the second time by title. On motion by Senator Jon Thomas, by two-thirds vote HB 516 was read the third time by title and failed to pass. The vote was:

Yeas—13

Mr. President	Myers	Scarborough	Thomas, Pat
Childers, W. D.	Plante	Scott	
Firestone	Poston	Skinner	
Hair	Renick	Thomas, Jon	

Nays—15

Castor	Johnston	Saylor	Vogt
Chamberlin	Lewis	Spicola	Williamson
Childers, Don	McClain	Tobiassen	Zinkil
Graham	Peterson	Trask	

Vote after roll call:

Nay to Yea—Tobiassen

Abstained from voting:

Pursuant to Rule 1.20, I have recused myself from voting on HB 516.

K. H. MacKay, Jr., 6th District

Senator Zinkil moved that the Senate reconsider the vote by which HB 516 failed to pass.

The motion was placed on the calendar for consideration May 25.

SB 931—A bill to be entitled An act relating to education; creating s. 229.8085, Florida Statutes; requiring defunct nonpublic schools to transfer certain student records to the superintendent of schools; providing responsibilities of the Department of Education; providing an effective date.

—was read the second time by title.

Senator Scott moved the following amendments which were adopted:

Amendment 1—On page 1, line 17, strike “229.808(2)” and insert: 232.02(2) and (3)

Amendment 2—On page 2, line 17, strike the period (.) and insert: ; or, if the nonpublic school is a member of a nonpublic school system or association, such school may transfer such records to the principal office of such system or association, which shall constitute full compliance with this subsection. In the event that such nonpublic school system or association becomes defunct, it shall transfer all the permanent information contained in its files to the superintendent of schools of the public school district in which the nonpublic school was located.

Amendment 3—On page 1, line 5, insert after “schools”: or to nonpublic school systems or associations

On motion by Senator Scott, by two-thirds vote SB 931 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Saylor	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Winn
Firestone	Myers	Spicola	Zinkil
Gallen	Peterson	Thomas, Jon	
Graham	Plante	Thomas, Pat	
Hair	Poston	Tobiassen	

Nays—None

SB 861—A bill to be entitled An act relating to livestock; amending s. 588.13(3) and (4), Florida Statutes, including apparently neglected animals found on public roads within provisions relating to impoundment of livestock and expanding the definition of “public road”; amending s. 588.16 and 588.17(1), Florida Statutes, including county animal control centers within provisions relating to impoundment and disposition of certain livestock; amending s. 588.19, Florida Statutes, providing for disposition of certain impounded livestock; amending ss. 588.21 and 588.22, Florida Statutes, including animal control centers within provisions relating to duties with respect to impounded animals; repealing ss. 707.01-707.17, Florida Statutes, relating to estrays; providing an effective date.

—was read the second time by title.

The Committee on Agriculture offered the following amendments which were moved by Senator Tobiassen and adopted:

Amendment 1—On page 2, line 2, strike the word “highways” and insert: roads

Amendment 2—On page 2, line 5, strike the period (.) and insert: , except those maintained by and are expressly exempt from provisions of this chapter by ordinance of the county or municipality having jurisdiction.

On motion by Senator Tobiassen, by two-thirds vote SB 861 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Castor	Dunn	Hair	MacKay
Chamberlin	Firestone	Henderson	McClain
Childers, Don	Gallen	Johnston	Myers
Childers, W. D.	Graham	Lewis	Peterson

Plante	Scott	Tobiassen	Winn
Poston	Skinner	Trask	Zinkil
Renick	Spicola	Vogt	
Sayler	Thomas, Jon	Ware	
Scarborough	Thomas, Pat	Williamson	

Nays—None

CS for HB 42—A bill to be entitled An act relating to local government volunteer personnel; amending s. 112.08, Florida Statutes, 1976 Supplement, to allow local governments to provide group insurance to volunteer or auxiliary firefighters, volunteer or auxiliary law enforcement agents, and volunteer or auxiliary ambulance and emergency service personnel; providing limitations on such coverage; providing an effective date.

—was read the second time by title.

Senator Henderson moved the following amendments which were adopted:

Amendment 1—On page 2, between lines 21 and 22, insert new subsection (4): (4) *The Department of Administration shall initiate and supervise a group insurance program providing death and disability benefits for active members of the Florida Highway Patrol Auxiliary, with coverage beginning July 1, 1978, and purchased from state funds appropriated for that purpose. The Department of Administration, in cooperation with the Department of Insurance and the Division of Purchasing of the Department of General Services, shall prepare specifications necessary to implement the program, and the Department of Administration shall receive bids and awards the contract in accordance with general law.*

Amendment 2—On page 1, strike all of lines 2 through 10 and insert: An act relating to insurance; amending s. 112.08, F.S., 1976 Supplement, to provide group insurance to volunteer or auxiliary firefighters, volunteer or auxiliary law enforcement agents, volunteer or auxiliary ambulance and emergency service personnel, and the Florida Highway Patrol Auxiliary; providing limitations on such coverage; providing an effective date.

On motion by Senator Henderson, by two-thirds vote CS for HB 42 as amended was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—31

Castor	Johnston	Sayler	Trask
Childers, Don	Lewis	Scarborough	Vogt
Childers, W. D.	MacKay	Scott	Ware
Dunn	McClain	Skinner	Williamson
Firestone	Myers	Spicola	Wilson
Gallen	Plante	Thomas, Jon	Winn
Graham	Poston	Thomas, Pat	Zinkil
Henderson	Renick	Tobiassen	

Nays—None

Vote after roll call:

Yea—Hair

SB 375, a companion bill to HB 42, was laid on the table.

Consideration of HB 45 was deferred.

SB 315—A bill to be entitled An act relating to county court judges; amending s. 34.022(6), Florida Statutes, 1976 Supplement; providing for five additional county court judges in Broward County; providing an appropriation; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil offered the following amendment which was moved by Senator Scott and adopted:

Amendment 1—On page 1, line 18, strike the number "15" and insert: 13

The Committee on Appropriations offered the following amendments which were moved by Senator Scott and adopted:

Amendment 2—On page 1, strike all of lines 19 through 23 and insert: Section 2. This act shall take effect January 1, 1978.

Amendment 3—On page 1 in title, line 4, strike "five" and insert: three

Amendment 4—On page 1 in title, line 6, strike "providing an appropriation;"

On motion by Senator Scott, by two-thirds vote SB 315 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	
Hair	Poston	Tobiassen	

Nays—None

SB 932—A bill to be entitled An act relating to statutory boards, committees, commissions, and councils adjunct to executive agencies; creating the Sundown Act; providing legislative intent; repealing provisions of law relating to boards, committees, commissions, and councils which have held no official meetings subsequent to January 1, 1975; repealing provisions of law relating to boards, committees, commissions, and councils which have held official meetings subsequent to January 1, 1975 and providing for the Legislature to review, 1 year prior to the date of repeal, such boards, committees, commissions, and councils; providing that subsequent reestablishment of such boards, committees, commissions, and councils be for a period not to exceed 6 years; providing that the procedural provisions of s. 11.61(3), (8), Florida Statutes, 1976 Supplement, apply to this act; providing for this act to be supplemental to s. 11.61, Florida Statutes; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendment which was moved by Senator Sayler and adopted:

Amendment 1—On page 3, strike all of lines 24 and 25 (re-letter subsequent paragraphs) and insert on page 8, between lines 25 and 26: (cc) Section 601.154(4), Florida Statutes, relating to School Marketing Program Administrative Committee.

Senator Sayler moved the following amendment which was adopted:

Amendment 2—On pages 2-5, paragraphs (a), (b), (d) through (l), (n), (o), (bb) through (ee), (hh), and (qq) are transferred to section 4 of the bill, inserted between lines 25 and 26 on page 8, and redesignated as paragraphs (cc) through (uu) respectively.

[Reletter remaining paragraphs in Section 3 (1)]

Senator Chamberlin moved the following amendment which was adopted:

Amendment 3—On page 6, strike all of lines 20-22 and renumber subsequent paragraphs.

On motion by Senator Sayler, by two-thirds vote SB 932 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Castor	Hair	Plante	Thomas, Pat
Chamberlin	Henderson	Poston	Tobiassen
Childers, Don	Johnston	Renick	Trask
Childers, W. D.	Lewis	Sayler	Ware
Dunn	MacKay	Scarborough	Williamson
Firestone	McClain	Skinner	Wilson
Gallen	Myers	Spicola	Winn
Graham	Peterson	Thomas, Jon	Zinkil

Nays—None

SB 157—A bill to be entitled An act relating to the excise tax on documents; amending s. 201.17(2), Florida Statutes, 1976 Supplement; providing that the assessment of certain penalties for failure to pay the required tax be discretionary with the Department of Revenue; providing limits and guidelines for the assessment of such penalties; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs offered the following amendments which were moved by Senator Sayler and adopted:

Amendment 1—On page 1, strike everything after the enacting clause and insert:

Section 1. Subsection (2) of section 201.17, Florida Statutes, 1976 Supplement, is amended to read:

201.17 Penalties for failure to pay tax required.—

(2) Any document, instrument, or paper upon which the tax under this chapter is imposed and which, upon audit or at a time of recordation, does not bear the proper value of stamps shall subject the person or persons liable for the tax upon the document, instrument, or paper to:

(a) Purchase of the stamps not affixed.

(b) Payment of a penalty to the Department of Revenue equal to 15 percent of the purchase price of the stamps not affixed. *If it is determined by clear and convincing evidence that any part of a deficiency is due to fraud, there shall be added to the tax as a civil penalty, in lieu of the aforementioned penalty under this paragraph, an amount equal to 100 percent of the deficiency. These penalties are This penalty is to be in addition to, and not in lieu of, any other penalties penalty imposed by law.*

(c) Payment of interest to the Department of Revenue, accruing from the date of recordation until paid, at the rate of 1 percent per month or fraction thereof, based on the purchase price of the stamps not affixed.

Section 2. This act shall take effect July 1, 1977.

Amendment 2—On page 1, lines 6-9, strike “be discretionary with the Department of Revenue; providing limits and guidelines for the assessment of such penalties” and insert: be equal to 15 percent of the stamps not affixed; providing a penalty of 100 percent of the value of the stamps not affixed when fraud has been judicially determined

On motion by Senator Sayler, by two-thirds vote SB 157 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

Castor	Hair	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Skinner	Williamson
Dunn	McClain	Spicola	Wilson
Firestone	Myers	Thomas, Jon	Winn
Gallen	Peterson	Thomas, Pat	Zinkil
Graham	Poston	Tobiassen	

Nays—None

SB 1249—A bill to be entitled An act relating to school finance and taxation; amending s. 236.081(5)(b), Florida Stat-

utes, 1976 Supplement; prescribing the instances in which the assessed value of property is to be excluded from the nonexempt assessed valuation for school purposes for purposes of computing the district-required local effort; providing an effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote SB 1249 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Castor	Henderson	Sayler	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	Zinkil
Gallen	Peterson	Thomas, Pat	
Graham	Poston	Tobiassen	
Hair	Renick	Trask	

Nays—None

On motions by Senator Dunn, the rules were waived and by two-thirds vote HB 247 was withdrawn from the Committees on Education and Appropriations and placed on the calendar.

CS for SB's 225 and 227, by the Committee on Governmental Operations and Senators Dunn, Pat Thomas, Henderson and Zinkil, was read the first time by title and Senate Bills 225 and 227 were laid on the table.

On motion by Senator Dunn—

HB 247—A bill to be entitled An act relating to the Blind Services Program; amending ss. 413.011-413.013, 413.021(3) and (4), 413.031(1)(a) and (5), 413.041, 413.051, 413.062-413.069, 413.07(2), (3), and (4), 413.08(1)(b), (2), (4)(c), and (5), 413.091, 121.051(6)(b), and 215.311, all Florida Statutes, and s. 413.034(1), Florida Statutes, 1976 Supplement, conforming terminology to chapter 75-48, Laws of Florida, which transferred the Blind Services Program from the Bureau of Blind Services of the Division of Vocational Rehabilitation of the Department of Health and Rehabilitative Services to the Department of Education; creating the Office of Blind Services within the department; requiring the office to cooperate with the Division of the Blind and Physically Handicapped of the Library of Congress; creating the Advisory Council for the Blind and for membership and duties thereof; providing a term of office for the third appointive member of the Council for the Purchase of Products and Services of the Blind or Other Severely Handicapped; deleting provisions requiring blind individuals to pay for identification cards; including certain organizations in exemptions; requiring the office of Blind Services to make certain Florida Statutes available to the blind; providing an effective date.

—a companion measure was substituted for CS for SB's 225 and 227 and read the second time by title.

Senator Dunn moved the following amendments which were adopted:

Amendment 1—On page 2, strike everything after the enacting clause and insert:

Section 1. Paragraph (e) is added to subsection (3) of section 20.15, Florida Statutes, and subsection (26) of said section is amended to read:

20.15 Department of Education.—There is created a Department of Education.

(3) The following divisions of the Department of Education are established:

(e) *Division of Blind Services.*

(26) Effective April 1, 1976, the blind services program functions of the Department of Health and Rehabilitative Services under part I of chapter 413 are transferred by a type four transfer, as defined in subsection 20.06(4), to the Department of Education. *Effective July 1, 1977, all blind*

services programs transferred to the Department of Education on April 1, 1976, by chapter 75-48, Laws of Florida, shall be assigned to the Division of Blind Services. The internal organizational structure of the Division of Blind Services shall be designed for the purpose of insuring the greatest possible efficiency and effectiveness of services to the blind consistent with this chapter.

Section 2. Section 413.011, Florida Statutes, is amended to read:

413.011 Blind Services; internal organizational structure and Advisory Council for the Blind.—

(1) The internal organizational structure of the Division of Blind Services shall be designed for the purpose of insuring the greatest possible efficiency and effectiveness of services to the blind and be consistent with chapter 20. The Division of Blind Services shall plan, supervise, and carry out the following activities: The Council for the Blind, advisory to the Bureau of Blind Services of the Division of Vocational Rehabilitation of the Department of Health and Rehabilitative Services, shall consist of five members appointed by the Governor, for terms of 4 years; one member of the council may be a member of the State Welfare Council and one member shall be by preference a blind person. Nothing herein shall be construed to affect the terms of the present members of said council. No person or persons in the employ of the state shall be eligible for membership on the council. Each member of the council shall have been a citizen and elector of this state for not less than 5 years immediately preceding the date of his appointment. Members shall receive no compensation for their services, but shall be reimbursed for traveling expenses as provided in s. 112.061 and for fees for the issuance of their commissions. No federal, state, county, or municipal officer or employee shall be eligible to serve as a member of the council during his term as such official. The Bureau of Blind Services shall advise, consult and cooperate with the Department of Health and Rehabilitative Services in the administration of assistance to the needy blind, and in addition, shall plan, supervise and carry out the following activities:

(a)(1) Recommend Appoint all personnel as may be necessary to carry out the purposes of this section.

(b)(2) Cause to be compiled and maintained a complete register of the blind in the state, which shall describe the condition, cause of blindness, and capacity for education and industrial training, with such other facts as may seem to the division bureau to be of value.

(c)(3) Inquire into the cause of blindness, inaugurate preventative measures, and provide for the examination and treatment of the blind or those threatened with blindness for the benefit of such persons, and shall pay therefor, including necessary incidental expenses.

(d)(4) Aid the blind in finding employment, teach them trades and occupations within their capacities, assist them in disposing of products made by them in home industries, and do such things as will contribute to the efficiency of self-support of the blind.

(e)(5) May Establish one or more training schools and workshops for the employment of suitable blind persons; make expenditures of funds for such purposes; receive moneys from sales of commodities involved in such activities and from such funds make payments of wages, repairs, insurance premiums and replacements of equipment; provided, further, that all of the activities provided for in this section may be carried on in cooperation with private workshops for the blind, except that all tools and equipment furnished by the division bureau shall remain the property of the state.

(f)(6) Provide special services and benefits for the blind for developing their social life through community activities and recreational facilities.

(g)(7) Undertake such other activities as may ameliorate the condition of blind citizens of this state.

(h)(8) Cooperate with other agencies, public or private, especially the Division of the Blind and Physically Handicapped of the Library of Congress and the Division of Library Services of the Department of State to provide library service to the blind and other handicapped persons, as defined in federal law and regulations, in carrying out any or all of the provisions of this law.

(i)(9) Recommend Make contracts and agreements with federal, state, county, municipal and private corporations and individuals.

(j)(10) Receive moneys or properties by gift or bequest from any person, firm, corporation, or organization for any of the purposes herein set out but without authority to bind the state to any expenditure or policy except such as may be specifically authorized by law. All such moneys or properties so received by gift or bequest as herein authorized, may be disbursed and expended by the division bureau upon its own warrant for any of the purposes herein set forth, and such moneys or properties shall not constitute or be considered a part of any legislative appropriation made by the state for the purpose of carrying out the provisions of this law.

(2) There is hereby created in the Department of Education the Advisory Council for the Blind. The council shall be advisory to the Director of the Division of Blind Services, and shall consist of five members appointed by the Commissioner of Education and approved by the State Board of Education. At least one person shall be by preference a blind person. Appointment shall be for terms of 4 years, except that the initial appointments shall be as follows: Two members for 4 years; one member for 3 years; one member for 2 years and one member for 1 year. No person or persons in the employ of the state shall be eligible for membership on the council. Each member of the council shall have been a citizen and elector of this state for not less than 5 years immediately preceding the date of his appointment. Members shall receive no compensation for their services, but shall be reimbursed for traveling expenses as provided in s. 112.061 and for fees for the issuance of their commissions.

Section 3. Section 413.012, Florida Statutes, is amended to read:

413.012 Confidential records disclosure prohibited; exemptions.—

(1) All records furnished the Division Bureau of Blind Services in connection with state or local vocational rehabilitation programs containing information as to personal facts given or made available to the state or local vocational rehabilitation agency, its representatives or its employees in the course of the administration of the program, including lists of names and addresses and records of agency evaluation shall be held to be confidential.

(2) It is unlawful for any person to disclose, authorize the disclosure, solicit, receive or make use of any list of names and addresses, or any record containing any information set forth in subsection (1) and maintained in the division bureau. The prohibition provided for in this subsection shall not apply to the use of such information for purposes directly connected with the administration of the vocational rehabilitation program, or with the monthly dispatch to the Division of Driver Licenses of the Department of Highway Safety and Motor Vehicles of the name in full, place and date of birth, sex, social security number, and resident addresses of individuals with central visual acuity 20/200 or less in the better eye with correcting glasses, or a disqualifying field defect in which the peripheral field has contracted to such an extent that the widest diameter or visual field subtends an angular distance no greater than 20 degrees.

(3) Any person who violates a provision of this section is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082, or s. 775.083, or s. 775.084.

Section 4. Section 413.013, Florida Statutes, is amended to read:

413.013 Destruction of records.—The Division Bureau of Blind Services may authorize the destruction of any correspondence, documents or other records where the subject matter involved has been closed or terminated and their preservation is not required by federal or state law, rule or regulation. No such material shall be destroyed unless specific authority is given by the division bureau and provided that said records have been in the possession of the division bureau 5 or more years prior to their destruction.

Section 5. Subsections (3) and (4) of section 413.021, Florida Statutes, are amended to read:

413.021 Products and services by blind persons; sale, exhibition regulated.—

(3) No person or organization shall sell, distribute or exhibit any product or service which purports or is advertised to be "blind-made" unless the *Division Bureau* of Blind Services shall certify that such product or service complies with the provisions of subsection (2).

(4) Any person, including the officers, owners or members of any corporation or organization that violates the provisions of this section shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082, ~~or~~ s. 775.083, or s. 775.084.

Section 6. Paragraph (a) of subsection (1) and subsection (5) of section 413.031, Florida Statutes, are amended to read:

413.031 Products, purchase by state agencies and institutions.—

(1) DEFINITIONS.—When used in this section:

(a) "Accredited nonprofit workshop" means a Florida workshop which has been certified by either the *Division Bureau* of Blind Services for workshops concerned with blind persons, or the Division of Vocational Rehabilitation where other handicapped persons are concerned, and such "workshop" means a place where any manufactured article or handwork is carried on and which is operated for the primary purpose of providing employment to severely handicapped individuals, including the blind, who cannot be readily absorbed in the competitive labor market.

(5) Any purchasing officer who violates the provisions of this section shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082, ~~or~~ s. 775.083, or s. 775.084.

Section 7. Subsection (1) of section 413.034, Florida Statutes, 1976 Supplement, is amended to read:

413.034 Council established; membership.—

(1) There is created within the Department of General Services a council to be known as the Council for the Purchase of Products and Services of the Blind or Other Severely Handicapped, to be composed of the Executive Director of the Department of General Services, the Secretary of the Department of Health and Rehabilitative Services, the *Director chief* of the *Division Bureau* of Blind Services of the Department of Education, the Director of Prison Industries of the Department of Offender Rehabilitation, and three members to be appointed by the Governor, *which three members who* shall be an executive director of a nonprofit agency for the blind, an executive director of a nonprofit agency for other severely handicapped, and a representative of private enterprise. The appointive members shall serve as follows: *Two members One member* shall serve for a term of 4 years and one member shall serve for a term of 2 years; thereafter, *all both* appointive members shall serve for terms of 4 years.

Section 8. Section 413.041, Florida Statutes, is amended to read:

413.041 *Eligible Needy* blind persons; placement in vending facilities ~~stands~~ in public places.—For the purpose of assisting blind persons to become self-supporting, the *Division Bureau* of Blind Services is hereby authorized to carry on activities to promote the employment of *eligible needy* blind persons, including the licensing and establishment of such persons as operators of vending facilities ~~stands~~ on public property. The said *division bureau* may cooperate with any agency of the Federal Government in the furtherance of the provisions of the Act of Congress entitled "An Act to authorize the operation of stands in federal buildings by blind persons, to enlarge the economic opportunities of the blind and for other purposes," Public Law 732, 74th Congress, and the said *division bureau* may cooperate in the furtherance of the provisions of any other act of Congress providing for the rehabilitation of the blind that may now be in effect or may hereafter be enacted by Congress.

Section 9. Section 413.051, Florida Statutes, is amended to read:

413.051 *Eligible Needy* blind persons; powers of governing bodies.—

(1) The board of county commissioners of any county, and the board, council, commission or officials in charge of any public state, county, or municipal building or property in

this state may permit the operation of vending facilities ~~stands~~ by *eligible needy* blind persons by the *Division Bureau* of Blind Services for the benefit of *eligible needy* blind persons, on such state, county or municipal property under their respective jurisdiction; provided, however, that the establishment of such vending facilities ~~stands~~ or automatic vending machines on public property shall not unduly interfere with the use of the public property for public purposes; and provided further that all blind operators of such vending facilities ~~stands~~ on such public property be licensed by the *Department of Education, Division Bureau* of Blind Services and that the facilities ~~stands~~ be operated by, or under the supervision and direction of said *division bureau*. In authorizing the operation of vending facilities ~~stands~~ on public property, where the service requirements of the location fall within the physical capabilities of the *eligible needy* blind, preference shall be given to the greatest extent feasible to blind persons licensed by the *Division Bureau* of Blind Services as provided in this chapter.

(2) It is the legislative intent that this section shall not apply, or operate, in any manner, to divest any person, or organization, presently operating vending facilities ~~stands~~ or automatic vending machines in state, county or municipal buildings or on state, county or municipal property, from continuing to do so.

Section 10. Section 413.062, Florida Statutes, is amended to read:

413.062 Application for permit.—Any person, agency, or organization desiring to solicit funds or anything of value for the benefit of blind persons, shall file a written application with the *Division Bureau* of Blind Services. The application shall set forth the time, place, and type of the proposed solicitation; proposed use of the receipts from said solicitation; names and addresses of persons who will be responsible for the proper custody and disposition of receipts and any other information the *division bureau* may determine to be necessary.

Section 11. Section 413.063, Florida Statutes, is amended to read:

413.063 Permit.—The *Division Bureau* of Blind Services shall make a thorough investigation of the applicant and of the facts alleged in his application. If the applicant is found to be responsible and the purposes and method of the proposed solicitation are determined to be in the best interests of blind persons and public welfare, the *Division Bureau* of Blind Services shall issue to the applicant a written permit authorizing him to conduct the proposed solicitation. Such permit shall be limited to a period of 1 year. It shall set forth the specified method, purpose and organization of the solicitation which is approved and shall list the names of persons responsible for its conduct.

Section 12. Section 413.064, Florida Statutes, is amended to read:

413.064 Rules and regulations.—The *State Board of Education Bureau of Blind Services* shall ~~adopt make~~ all necessary rules and regulations pertaining to the conduct of solicitations for the benefit of blind persons and shall determine the amount of compensation and expense money which may be retained by any person or organization from the proceeds of any solicitation within the meaning of ss. 413.061-413.068.

Section 13. Section 413.065, Florida Statutes, is amended to read:

413.065 Notice of approval.—Every person who holds a permit under the provisions of ss. 413.061-413.068, shall cause to appear upon every ticket, advertisement, subscription, form, placard, article, or other bit of property used in direct connection with the promotion of such solicitation, and shall post in a conspicuous place near the entrance to any building or structure where any entertainment or sale is held hereunder, a statement that such solicitation activity has been approved by the *Division Bureau* of Blind Services.

Section 14. Section 413.066, Florida Statutes, is amended to read:

413.066 Revocation of permit.—Any failure on the part of any person or organization holding a permit under the provisions of ss. 413.061-413.068, to comply with the law or with all rules and regulations promulgated by the *Division Bureau* of Blind Services as authorized by s. 413.064, shall constitute grounds for a revocation of said permit by the *Division Bureau* of Blind Services.

Section 15. Section 413.067, Florida Statutes, is amended to read:

413.067 Penalty.—Any person who violates the provisions of ss. 413.061-413.068, or any rule or regulation promulgated by the ~~Division Bureau~~ of Blind Services pursuant to the authority hereof, is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 ~~or~~ s. 775.083, ~~or~~ s. 775.084.

Section 16. Section 413.068, Florida Statutes, is amended to read:

413.068 Legislative intent.—It is the intent of the Legislature that the securing of a permit from the ~~Division Bureau~~ of Blind Services shall be a condition precedent to the solicitation of funds for the benefit of the blind in this state except as otherwise provided in ss. 413.061-413.068, and said sections shall supersede the provisions of any county or city law regulating the solicitation of such funds which do not require such a permit.

Section 17. Section 413.069, Florida Statutes, is amended to read:

413.069 Exemptions. ~~Provided that~~ Nothing contained in ss. 413.061-413.068, shall interfere with the activities of the *National Florida Federation of the Blind of Florida, the Florida Council of the Blind, the Blinded Veterans Association of Florida, and the Lions Clubs of Florida*, provided that such organizations file ~~organization files~~ an annual report with the Department of State showing total receipts and disbursements by subject.

Section 18. Subsections (2), (3), and (4) of section 413.07, Florida Statutes, are amended to read:

413.07 Traffic regulations to assist blind persons.—

(2) Whenever a pedestrian is crossing or attempting to cross a public street or highway, guided by a ~~dog guide guide dog~~ or carrying in a raised or extended position a cane or walking stick which is white in color or white tipped with red, the driver of every vehicle approaching the intersection, or place where such pedestrian is attempting to cross, shall bring his vehicle to a full stop before arriving at such intersection or place of crossing, and before proceeding shall take such precautions as may be necessary to avoid injuring such pedestrian.

(3) Nothing contained in this section shall be construed to deprive any totally or partially blind or otherwise incapacitated person, not carrying such a cane or walking stick or not being guided by a dog, of the rights and privileges conferred by law upon pedestrians crossing streets or highways, nor shall the failure of such totally or partially blind or otherwise incapacitated person to carry a cane or walking stick, or to be guided by a ~~dog guide guide dog~~ upon the streets, highways, or sidewalks of this state, be held to constitute nor be evidence of contributory negligence.

(4) Any person who violates any provision of this section shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082, ~~or~~ s. 775.083, ~~or~~ s. 775.084.

Section 19. Section 413.08, Florida Statutes, is amended to read:

413.08 Equal accommodations for deaf, blind, and visually handicapped; unlawful to prohibit or interfere with; ~~dog guide guide dog~~ allowed to accompany.—

(1) (a) The deaf, blind, and the visually handicapped are entitled to full and equal accommodations, advantages, facilities, and privileges on all common carriers, airplanes, motor vehicles, railroad trains, motor buses, streetcars, boats, or any other public conveyances or modes of transportation and at hotels, lodging places, places of public accommodation, amusement or resort, and other places to which the general public is invited, subject only to the conditions and limitations established by law and applicable alike to all persons.

(b) Every ~~deaf person and~~ totally or partially blind person shall have the right to be accompanied by a ~~dog guide guide dog~~, especially trained for the purpose, in any of the places listed in paragraph (a) without being required to pay an extra charge for the ~~dog guide guide dog~~; however, he shall be liable for any damage done to the premises or facilities by such dog.

(2) Any person, firm, or corporation, who denies, or interferes with admittance to or enjoyment of the public facilities enumerated

in subsection (1) or otherwise interferes with the rights of a ~~deaf or~~ totally or partially blind person under this section shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 ~~or~~ s. 775.083, ~~or~~ s. 775.084.

(3) It is the policy of this state that the ~~deaf~~, blind, visually handicapped, and otherwise physically disabled shall be employed in the service of the state or political subdivisions of the state, in the public schools, and in all other employment supported in whole or in part by public funds, and no employer shall refuse employment to the ~~deaf~~, blind, the visually handicapped, or the otherwise physically disabled on the basis of the disability alone, unless it is shown that the particular disability prevents the satisfactory performance of the work involved.

(4) ~~Deaf persons~~, blind persons and visually handicapped persons shall be entitled to rent, lease, or purchase, as other members of the general public, all housing accommodations offered for rent, lease, or other compensation in this state, subject to the conditions and limitations established by law and applicable alike to all persons.

(a) "Housing accommodations" means any real property or portion thereof which is used or occupied, or intended, arranged, or designed to be used or occupied, as the home, residence, or sleeping place of one or more human beings, but shall not include any single-family residence the occupants of which rent, lease, or furnish for compensation not more than one room therein.

(b) Nothing in this section shall require any person renting, leasing, or otherwise providing real property for compensation to modify his property in any way or provide a higher degree of care for a ~~deaf person~~, blind person or visually handicapped person than for a person who is not so handicapped.

(c) Every ~~deaf person and~~ totally or partially blind person who has a ~~dog guide guide dog~~, or who obtains a ~~dog guide guide dog~~, shall be entitled to full and equal access to all housing accommodations provided for in this section, and he shall not be required to pay extra compensation for such ~~dog guide guide dog~~. However, he shall be liable for any damage done to the premises by such ~~dog guide guide dog~~.

(5) Any employer covered under subsection (3) who discriminates against the ~~deaf~~, blind, visually handicapped, or otherwise physically disabled in employment, ~~unless it is shown that the particular disability prevents the satisfactory performance of the work involved as specified in subsection (3)~~, or any person, firm, or corporation, or the agent of any person, firm, or corporation, providing housing accommodations as provided in subsection (4) who discriminates against the ~~deaf~~, blind, visually handicapped, or otherwise physically disabled is guilty of a misdemeanor of the second degree punishable as provided in s. 775.082, ~~or~~ s. 775.083, ~~or~~ s. 775.084.

Section 20. Section 413.091, Florida Statutes, is amended to read:

413.091 Identification cards.—

(1) The Department of Education, ~~Division Health and Rehabilitative Services, Division of Vocational Rehabilitation, Bureau of Blind Services~~, is hereby empowered to issue identification cards to persons known to be blind or partially sighted upon the written request of such individual.

(2) The individual shall submit proof of blindness as specified by the ~~division bureau~~. ~~Cost of the identification card shall be paid by the individual.~~

(3) The ~~division bureau~~ will be responsible for design and content of the identification card and shall develop and promulgate rules, regulations and procedures relating to the eligibility and application for and issuance and control of these identification cards.

Section 21. Paragraph (b) of subsection (6) of section 121.051, Florida Statutes, is amended to read:

121.051 Participation in the system.—

(6) SEASONAL STATE EMPLOYMENT; BLIND VENDING FACILITY STAND OPERATORS.—

(b)1. All blind or partially sighted persons who are now employed or licensed by the ~~Division Bureau~~ of Blind Services as vending ~~facility stand~~ operators, or who may hereafter be so licensed or employed, are hereby declared to be state em-

ployees within the meaning of this chapter, and all vending facility stand operators licensed and employed after December 1, 1970, shall be compulsory members in compliance with this chapter.

2. Blindness shall not be deemed a retirement disability within the provisions of this chapter for such members as are contemplated by this paragraph.

Section 22. Section 215.311, Florida Statutes, is amended to read:

215.311 State funds; exceptions.—The provisions of s. 215.31, shall not apply to funds collected by and under the direction and supervision of the ~~Division Bureau~~ of Blind Services of the ~~Division of Vocational Rehabilitation~~ of the Department of ~~Education Health and Rehabilitative Services~~ as provided under ss. 413.011, 413.041 and 413.051; provided, nothing in this section shall be construed to except from the provisions of s. 215.31, any appropriations made by the state to the ~~division bureau~~.

Section 23. This act shall take effect upon becoming a law.

Amendment 2—On page 1, strike lines 2 through 30 and insert: An act relating to the Blind Services Program; amending ss. 20.15(3) and (26), 413.011-413.013, 413.021(3) and (4), 413.031(1)(a) and (5), 413.041, 413.051, 413.062-413.069, 413.07(2), (3), and (4), 413.08, 413.091, 121.051(6)(b), and 215.311, all Florida Statutes, and s. 413.034(1), Florida Statutes, 1976 Supplement, conforming terminology to chapter 75-48, Laws of Florida, which transferred the Blind Services Program from the Bureau of Blind Services of the Division of Vocational Rehabilitation of the Department of Health and Rehabilitative Services to the Department of Education; creating the Division of Blind Services within the department and providing for its duties and organization; requiring the division to cooperate with the Division of the Blind and Physically Handicapped of the Library of Congress; creating the Advisory Council for the Blind and providing for membership and duties thereof; providing a term of office for the third appointive member of the Council for the Purchase of Products and Services of the Blind or Other Severely Handicapped; providing for equal accommodations and employment opportunities for the deaf; deleting provisions requiring blind individuals to pay for identification cards; including certain organizations in exemptions; providing an effective date.

On motion by Senator Dunn, by two-thirds vote HB 247 as amended was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—32

Castor	Hair	Poston	Thomas, Pat
Chamberlin	Henderson	Renick	Tobiasen
Childers, Don	Johnston	Saylor	Trask
Childers, W. D.	Lewis	Scarborough	Vogt
Dunn	MacKay	Scott	Ware
Firestone	McClain	Skinner	Williamson
Gallen	Myers	Spicola	Winn
Graham	Peterson	Thomas, Jon	Zinkil

Nays—None

CS for SB's 225 and 227 was laid on the table.

The President presiding

SR 236—A resolution establishing a select interim committee to study workmen's compensation rates.

—was read the second time in full.

The Committee on Rules and Calendar offered the following amendments which were moved by Senator Poston and adopted:

Amendment 1—On page 1, lines 8-11, strike beginning at line 8 "a select interim committee of five Senators, one member of the public, and the Deputy Commissioner of Insurance or his designee, be designated by the President of the Senate" and insert: the President of the Senate shall designate a standing committee of the Senate

Amendment 2—On page 1, line 11, after the word "compensation" insert: and unemployment compensation

Amendment 3—On page 1, strike all of lines 2 through 4 and insert: A resolution providing for a standing committee of the Senate to study workmen's compensation and unemployment compensation rates.

On motion by Senator Poston, SR 236 was read as amended and adopted. The vote on adoption was:

Yeas—33

Mr. President	Hair	Renick	Vogt
Castor	Henderson	Scarborough	Ware
Chamberlin	Johnston	Scott	Williamson
Childers, Don	Lewis	Skinner	Winn
Childers, W. D.	MacKay	Spicola	Winn
Dunn	McClain	Thomas, Jon	Zinkil
Firestone	Myers	Thomas, Pat	
Gallen	Peterson	Tobiasen	
Graham	Poston	Trask	

Nays—None

SB 398—A bill to be entitled An act relating to the enforcement of statutory liens; adding s. 85.031(4), Florida Statutes; providing procedure for sale of certain electronic equipment and materials left for alteration, repair, or construction when not picked up and the charges are not paid; requiring notice to the owner; providing for distribution of proceeds from such sale; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 398 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Hair	Poston	Tobiasen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Scarborough	Vogt
Childers, Don	Lewis	Scott	Ware
Childers, W. D.	MacKay	Skinner	Williamson
Firestone	McClain	Spicola	Winn
Gallen	Myers	Thomas, Jon	Winn
Graham	Peterson	Thomas, Pat	Zinkil

Nays—None

SB 506—A bill to be entitled An act relating to school personnel; amending s. 231.17(1)(d), Florida Statutes; including institutions accredited by a member of the Council on Post-secondary Accreditation among the institutions authorized to certify the credentials of an applicant for a certificate to serve in an instructional capacity; providing an effective date.

—was read the second time by title. On motion by Senator Peterson, by two-thirds vote SB 506 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Henderson	Renick	Trask
Castor	Johnston	Scarborough	Vogt
Chamberlin	Lewis	Scott	Ware
Childers, Don	MacKay	Skinner	Williamson
Childers, W. D.	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	Winn
Gallen	Peterson	Thomas, Pat	Zinkil
Graham	Poston	Tobiasen	

Nays—None

Vote after roll call:

Yea—Hair

SB 154—A bill to be entitled An act relating to the State and County Officers and Employees' Retirement System; amending s. 122.07, Florida Statutes; permitting members who are entitled as seasonal state employees to purchase credit for

time employed out-of-state, but who failed to do so within the time prescribed, to purchase such credit within a specified time; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 154 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Graham	Poston	Thomas, Pat
Castor	Hair	Renick	Tobiassen
Chamberlin	Henderson	Sayler	Trask
Childers, Don	Johnston	Scarborough	Vogt
Childers, W. D.	MacKay	Scott	Ware
Dunn	McClain	Skinner	Williamson
Firestone	Myers	Spicola	Wilson
Gallen	Peterson	Thomas, Jon	

Nays—1

Zinkil

HB 156—A bill to be entitled An act relating to motor vehicle licenses; amending ss. 320.0806(2) and 320.083(1) and (2), Florida Statutes; providing that "HP" license tags for handicapped persons and special license tags for amateur radio operators may be issued for private pickup trucks and recreational vehicles; amending s. 320.084, Florida Statutes; providing that "DV" license tags be issued free only to disabled veterans who meet certain residency requirements; requiring the surrender of such tag when the veteran is no longer a resident of Florida; amending s. 320.0843(1), Florida Statutes, providing that license plates for wheelchair users may be issued for recreational vehicles; amending s. 320.089(1) and (2), Florida Statutes, providing that special license plates issued to members of the National Guard may be issued for private pickup trucks and recreational vehicles; providing an effective date.

—was read the second time by title. On motion by Senator Skinner, by two-thirds vote HB 156 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Renick	Trask
Castor	Henderson	Sayler	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	Zinkil
Gallen	Peterson	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—None

SB 1132—A bill to be entitled An act relating to canines, felines, and other companion animals; creating ss. 534.61-534.67, Florida Statutes; providing for optional registration and identification of such animals and application fees therefor; providing for tattooing of such animals with a registration number and for issuance of certificate of title to owner and assignment of title to subsequent purchasers; requiring the Department of Agriculture and Consumer Services to keep records indicating the ownership of registered animals and to furnish copies upon request to any law enforcement agency; requiring department to furnish finder of lost animal with name of owner upon request; providing that finder is entitled to fee from owner for boarding animal; providing for disposition of fees received by the department; prohibiting any mutilation of tattooed registration number; prohibiting any person from tattooing or having tattooed on any animal a number assigned to another animal; providing penalty for such violations; providing penalties for theft or unlawful possession of any registered animal; providing an effective date.

—was read the second time by title. On motion by Senator Pat Thomas, by two-thirds vote SB 1132 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Hair	Renick	Trask
Castor	Johnston	Scarborough	Vogt
Chamberlin	Lewis	Scott	Ware
Childers, Don	MacKay	Skinner	Williamson
Childers, W. D.	McClain	Spicola	Wilson
Firestone	Myers	Thomas, Jon	Winn
Gallen	Peterson	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—1

Henderson

By the Committee on Judiciary-Civil and Senators Pat Thomas and Lewis—

CS for SB's 1282 and 1331—A bill to be entitled An act relating to notaries public; repealing s. 117.02, Florida Statutes; which provides that women over 21 years of age are eligible to be appointed as notaries public upon the same terms and conditions as notaries now being appointed by the governor; which provides that a woman notary public who subsequently changes her name may use such name under which the commission was issued until such commission expires and shall then apply for a new commission using her legal name; amending s. 117.03, Florida Statutes; providing that acknowledgments before a notary public constitute an oath; providing penalties; amending ss. 117.07, 695.03(2), Florida Statutes; providing a method of taking acknowledgments by a notary; providing an effective date.

—was read the first time by title and Senate Bills 1282 and 1331 were laid on the table.

On motion by Senator Pat Thomas, by two-thirds vote CS for SB's 1282 and 1331 was read the second time by title.

Senator Dunn offered the following amendment which was moved by Senator Pat Thomas and adopted:

Amendment 1—On page 1, line 31, and page 2, lines 1 and 2, strike "thereof; acknowledgments affixed" on line 31 on page 1, and strike lines 1 and 2 on page 2, and insert: thereof. If the notary public affixes his signature on any document or certificate of acknowledgment in accordance with the method of taking acknowledgments as prescribed in s. 117.07, it shall be presumed that the oath was personally administered by the notary to the person whose signature is acknowledged. Any

On motion by Senator Pat Thomas, by two-thirds vote CS for SB's 1282 and 1331 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—30

Mr. President	Henderson	Renick	Vogt
Castor	Johnston	Scarborough	Ware
Chamberlin	Lewis	Skinner	Williamson
Childers, Don	MacKay	Spicola	Wilson
Childers, W. D.	McClain	Thomas, Jon	Winn
Firestone	Myers	Thomas, Pat	Zinkil
Gallen	Peterson	Tobiassen	
Hair	Poston	Trask	

Nays—1

Scott

Vote after roll call:

Yea—Graham

SB 59—A bill to be entitled An act relating to motor vehicle license taxes; amending s. 320.10(1)(e), Florida Statutes, including the Children's Home, Inc., within a list of organizations for which motor vehicle license taxes do not have to be

paid on motor vehicles or station wagons operated by the organizations; providing an effective date.

—was read the second time by title. On motion by Senator Spicola, by two-thirds vote SB 59 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Henderson	Scarborough	Vogt
Castor	Lewis	Scott	Ware
Chamberlin	MacKay	Skinner	Williamson
Childers, W. D.	McClain	Spicola	Wilson
Firestone	Myers	Thomas, Jon	Winn
Gallen	Plante	Thomas, Pat	Zinkil
Graham	Poston	Tobiassen	
Hair	Renick	Trask	

Nays—1

Johnston

Vote after roll call:

Nay to Yea—Johnston

SB 60 was taken up and on motions by Senator Spicola, by two-thirds vote HB 301 was withdrawn from the Committees on Transportation and Appropriations and placed on the calendar. On motions by Senator Spicola—

HB 301—A bill to be entitled An act relating to the transportation of school children; creating s. 234.112, Florida Statutes; directing the Department of Transportation, in cooperation with district school boards, to establish permanent school bus stops at certain locations; providing for the placement of signs; providing an effective date.

—a companion measure, was substituted for SB 60 and by two-thirds vote read the second time by title. On motion by Senator Spicola, by two-thirds vote HB 301 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Henderson	Poston	Tobiassen
Castor	Johnston	Sayler	Trask
Childers, Don	Lewis	Scarborough	Vogt
Childers, W. D.	MacKay	Scott	Ware
Firestone	McClain	Skinner	Wilson
Gallen	Myers	Spicola	Winn
Graham	Peterson	Thomas, Jon	Zinkil
Hair	Plante	Thomas, Pat	

Nays—1

Chamberlin

Votes after roll call:

Yea—Williamson

Nay to Yea—Chamberlin

SB 60 was laid on the table.

SB 764—A bill to be entitled An act designating and naming the bridge spanning the St. Johns River on State Road 415 the "Douglas Stenstrom Bridge"; providing for appropriate signs and markers to be erected by Department of Transportation; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 764 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Henderson	Poston	Thomas, Pat
Castor	Johnston	Renick	Tobiassen
Childers, Don	Lewis	Sayler	Trask
Childers, W. D.	MacKay	Scarborough	Vogt
Firestone	McClain	Scott	Ware
Gallen	Myers	Skinner	Wilson
Graham	Peterson	Spicola	Winn
Hair	Plante	Thomas, Jon	

Nays—1

Zinkil

Vote after roll call:

Yea—Williamson

SB 1095—A bill to be entitled An act relating to public officers and employees; amending s. 111.07, Florida Statutes; broadening current authorization for the defense of public officers and employees in tort actions arising out of such persons' negligence in the scope of employment to include any action arising out of such negligence; authorizing the Department of Legal Affairs to provide defense for actions brought in federal court; providing an effective date.

—was read the second time by title.

The Committee on Executive Business offered the following amendment which was moved by Senator Vogt and adopted:

Amendment 1—On page 1, line 21, strike "as a result of any alleged negligence of its officers or employees"

On motion by Senator Vogt, by two-thirds vote SB 1095 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Mr. President	Henderson	Poston	Tobiassen
Castor	Johnston	Sayler	Trask
Chamberlin	Lewis	Scarborough	Vogt
Childers, Don	MacKay	Scott	Ware
Childers, W. D.	McClain	Skinner	Williamson
Firestone	Myers	Spicola	Wilson
Gallen	Peterson	Thomas, Jon	Winn
Hair	Plante	Thomas, Pat	Zinkil

Nays—None

HB 1408—A bill to be entitled An act relating to forest protection; amending s. 590.02(4), Florida Statutes, to authorize special officers to enforce litter and game and fish laws; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote HB 1408 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Henderson	Poston	Thomas, Pat
Castor	Johnston	Renick	Tobiassen
Childers, Don	Lewis	Sayler	Trask
Childers, W. D.	MacKay	Scarborough	Ware
Firestone	McClain	Scott	Williamson
Gallen	Myers	Skinner	Wilson
Graham	Peterson	Spicola	Winn
Hair	Plante	Thomas, Jon	Zinkil

Nays—None

Senator Castor presiding

SB 1145—A bill to be entitled An act relating to medical assistance for the needy; amending s. 409.266, Florida Statutes; conforming the statute to the reorganization of the Department of Health and Rehabilitative Services; authorizing the department to contract with certified health maintenance organizations for provision of medical services; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 1145 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Castor	Johnston	Scarborough	Ware
Chamberlin	Lewis	Scott	Williamson
Childers, Don	MacKay	Skinner	Wilson
Childers, W. D.	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	Zinkil
Gallen	Peterson	Thomas, Pat	
Hair	Poston	Tobiassen	
Henderson	Renick	Trask	

Nays—None

By the Committee on Health and Rehabilitative Services and Senators Gordon and Myers—

CS for SB 1198—A bill to be entitled An act relating to medical practice; amending s. 458.06(2), Florida Statutes, and creating subsection (8) of said section; increasing the annual license fee for physicians; providing that no certificate of registration be issued to a physician not completing courses in continuing medical education; providing for placing of the fees paid by physicians not actively engaged in the practice of medicine in this state in the Health Manpower Trust Fund and for the fund to be used to augment income of physicians serving in areas of critical medical need as defined by the State Health Planning Agency; providing a \$60,000 per year per person limit on aid; providing an effective date.

—was read the first time by title and SB 1198 was laid on the table.

On motion by Senator Myers, by two-thirds vote CS for SB 1198 was read the second time by title.

The Committee on Finance, Taxation and Claims offered the following amendment which was moved by Senator Myers and adopted:

Amendment 1—On page 2, line 15, after the word "board," insert: Participation in continuing medical education programs offered by statewide medical organizations, or national specialty boards, shall be accepted in meeting the requirements of this act.

On motion by Senator Myers, by two-thirds vote CS for SB 1198 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Castor	Henderson	Renick	Tobiassen
Chamberlin	Johnston	Saylor	Trask
Childers, Don	Lewis	Scarborough	Vogt
Childers, W. D.	MacKay	Scott	Ware
Dunn	McClain	Skinner	Williamson
Firestone	Myers	Spicola	Wilson
Gallen	Peterson	Thomas, Jon	Winn
Hair	Poston	Thomas, Pat	Zinkil

Nays—None

The President presiding

HB 45—A bill to be entitled An act relating to planning and budgeting; amending s. 216.262(3), Florida Statutes, 1976 Supplement, permitting any state employee holding a position the salary of which is fixed by law to receive additional compensation from an education appropriation; providing that such compensation shall not be computed as a part of average final compensation for retirement purposes; providing limitations; providing an effective date.

—was read the second time by title. On motion by Senator McClain, by two-thirds vote HB 45 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Graham	Peterson	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Johnston	Scarborough	Ware
Childers, W. D.	Lewis	Scott	Williamson
Dunn	MacKay	Spicola	Wilson
Firestone	McClain	Thomas, Jon	Winn
Gallen	Myers	Thomas, Pat	Zinkil

Nays—None

On motion by Senator Gallen, the rules were waived and the Senate proceeded to consideration of bills on the local bill calendar.

LOCAL CALENDAR

SB 845—A bill to be entitled An act relating to the West Coast Inland Navigation District, a special tax district of the State of Florida, composed of the counties of Pinellas, Hillsborough, Manatee, Sarasota, Charlotte and Lee; amending section 2, chapter 61-1590, Laws of Florida; providing for the withdrawal of counties as members of the district and for the retirement of contractual obligations of such counties; providing an effective date.

—was read the second time by title. On motion by Senator Spicola, by two-thirds vote SB 845 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Poston	Trask
Castor	Henderson	Renick	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	Zinkil
Gallen	Peterson	Thomas, Pat	
Graham	Plante	Tobiassen	

Nays—1

Saylor

SB 855—A bill to be entitled An act relating to Lake County; providing a limitation on the method of fixing millage; providing that the county commission, school board, municipalities, and taxing districts decrease the millage in proportion to the increase in general level of assessed valuation of property in years in which one or more classes of property are revalued; limiting increases in millage; providing further limitation for emergencies; providing for verification of budgets and millage increases; providing for publication of notice of intended tax increases; specifying millages to be excluded from this act; requiring local taxing authorities to maintain millage necessary to participate in state funding programs; providing a referendum; providing an effective date.

—was read the second time by title.

The Committee on Finance, Taxation and Claims offered the following amendments which were moved by Senator MacKay and adopted:

Amendment 1—On page 2, strike lines 1 through 14 and insert: (1) If in preparing its budget, a budget-making authority determines

Amendment 2—On page 3, strike line 29 and on page 4, strike lines 1 through 19

On motion by Senator MacKay, by two-thirds vote SB 855 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Renick	Trask
Castor	Henderson	Saylor	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	Zinkil
Gallen	Peterson	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—1

Plante

On motion by Senator Spicola, consideration of SB 856 was deferred.

On motion by Senator Plante, SB 1041 was removed from the Local Calendar.

On motion by Senator Wilson, SB 1241 was removed from the Local Calendar and indefinitely postponed.

SB 1446—A bill to be entitled An act relating to the West Coast Inland Navigation District, composed of the counties of Pinellas, Hillsborough, Manatee, Sarasota, Charlotte and Lee; amending section 4, chapter 61-1590, Laws of Florida; deleting the power of the Board of Commissioners of said district to issue bonds; repealing section 8, chapter 61-1590, Laws of Florida, relating to the district authority to issue bonds; providing an effective date.

—was read the second time by title. On motion by Senator Spicola, by two-thirds vote SB 1446 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

On motion by Senator Spicola, consideration of SB 1447 was deferred.

On motion by Senator Wilson, SB 1456 was removed from the Local Calendar and indefinitely postponed.

SB 1459—A bill to be entitled An act relating to Citrus County, Homosassa Special Water District; amending section 1 of chapter 59-1177, Laws of Florida, as amended, by increasing the territorial limits of the district; providing an effective date.

—was read the second time by title. On motion by Senator Peterson, by two-thirds vote SB 1459 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

SB 1462—A bill to be entitled An act relating to the Lower Florida Keys Hospital District, Monroe County; amending section 34 of chapter 67-1724, Laws of Florida, providing for the regulation of nursing homes and nursing home staff; providing a liability clause; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 1462 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Renick	Trask
Castor	Henderson	Sayler	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	Zinkil
Gallen	Peterson	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—1

Plante

SB 1463—A bill to be entitled An act relating to the Lower Florida Keys Hospital District, Monroe County; amending section 7 of chapter 67-1724, Laws of Florida, changing the amount of purchase necessary to advertise for bids; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 1463 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

SB 1464—A bill to be entitled An act relating to the Lower Florida Keys Hospital District, Monroe County; amending section 26 of chapter 67-1724, Laws of Florida, providing for signing warrants for funds of the district; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 1464 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

SB 1465—A bill to be entitled An act relating to the Lower Florida Keys Hospital District, Monroe County; amending section 31 of chapter 67-1724, Laws of Florida, providing for the disposal of real or personal property of the district; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 1465 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Firestone	Lewis	Poston
Castor	Gallen	MacKay	Renick
Chamberlin	Graham	McClain	Sayler
Childers, Don	Hair	Myers	Scarborough
Childers, W. D.	Henderson	Peterson	Scott
Dunn	Johnston	Plante	Skinner

Spicola	Tobiassen	Ware	Winn
Thomas, Jon	Trask	Williamson	Zinkil
Thomas, Pat	Vogt	Wilson	

Nays—None

SB 1467—A bill to be entitled An act relating to The Lower Florida Keys Hospital District, Monroe County; amending section 2 of chapter 67-1724, Laws of Florida, as amended, changing the number of board of commissioners, providing for removal of commissioners by the Governor; deleting requirement to be freeholder; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 1467 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Saylor	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

SB 1468—A bill to be entitled An act relating to Putnam County; requiring the Clerk of the Circuit Court to prepare and file by July 1 of each year his budget with the board of county commissioners; prescribing the contents of and procedure for filing the budget; prescribing procedure for evaluation of the budget by the board of county commissioners; prescribing procedure for appeal of the budget decision to the Administration Commission of the Department of Administration; requiring the inclusion of the approved budget of the Clerk of the Circuit Court in the county budget; requiring the appropriation of the reserve for contingencies upon written request of the Clerk of the Circuit Court; prescribing procedure for requesting additional funds without which the clerk would be unable to perform his duties; providing for application to the Administration Commission for appropriation of additional funds; providing for monthly payment of the total amount budgeted for the officer; requiring that the clerk's budget be considered approved and be binding as submitted if the board of county commissioners does not act upon the clerk's proposed budget by August 1 of each year; requiring the clerk to charge authorities and parties doing business with his office; requiring fees collected for such services to be deposited in a trust account; preserving the independence of the clerk with respect to certain functions of his office; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 1468 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Saylor	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

SB 1469—A bill to be entitled An act relating to Gilchrist County; amending section 1 of chapter 65-1221, Laws of Florida, as amended; providing for distribution of racetrack revenues; ratifying and confirming all acts of the Board of County Com-

missioners of Gilchrist County in distributing racetrack revenues; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 1469 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Saylor	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	
Graham	Plante	Thomas, Pat	

Nays—1

Zinkil

SB 1470—A bill to be entitled An act relating to Alachua County; amending section V of chapter 1046, Laws of Florida, 1959, as amended, to permit monies received from hospital operations to be expended for real property acquisition, capital projects, expansion, and cooperative ventures with other medical care facilities, both public and private; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 1470 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Saylor	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

SB 1471—A bill to be entitled An act relating to Alachua County; amending chapter 1046, Laws of Florida, 1959, to permit and empower the Board of County Commissioners of Alachua County to lease the capital facilities of the Alachua General Hospital to a nonprofit corporation; providing for reestablishment of the Board of Trustees; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 1471 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Saylor	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

SB 1472—A bill to be entitled An act relating to Sarasota County; repealing chapter 61-1602, Laws of Florida; repealing provisions providing for mileage for county officials, employees and authorized agents for travel in privately owned automobiles

while on official county business within said county; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 1472 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Graham	Plante	Thomas, Pat	

Nays—None

SB 1474—A bill to be entitled An act relating to Alachua County; creating the Gainesville Corporate Limits Council; providing that the five elected Gainesville City Commissioners and the five elected Alachua County Commissioners shall be the members of such council; requiring the Council to meet periodically and to make studies, hold public hearings and forward recommendations to the Gainesville City Commission on the enlargement of the corporate limits of the City; authorizing the City of Gainesville to adopt ordinances enlarging its corporate limits upon recommendations of the council after certain specified standards are met; providing an effective date.

—was read the second time by title.

Senator MacKay moved the following amendments which were adopted:

Amendment 1—On pages 1-3, strike everything after the enacting clause and insert: Section 1. There is hereby created a Gainesville Corporate Limits Council whose membership shall consist of the five elected Gainesville City Commissioners and the five elected Alachua County Commissioners.

Section 2. The chairman of the board of county commissioners of Alachua County shall serve as chairman of such council which shall meet periodically upon the call of the chairman.

Section 3. The Council shall have the authority and responsibility to make studies, to hold public hearings, and to make recommendations to the Gainesville City Commission on the enlargement of the corporate limits of the City of Gainesville. In considering its recommendations hereunder, the Council shall consider, but not be limited to, the following criteria with respect to the area proposed to be annexed: Any tax inequities between such area and the then existing corporate limits of the City; and urbanization, the need for urban services and what governmental body can best deliver such services. In addition, the Council shall consider and comply with the provisions of s. 171.043, Florida Statutes, 1976 Supplement, relating to the character of the area to be annexed. The Council shall have the authority to promulgate rules and regulations to implement its authority hereunder, provided such rules and regulations are not inconsistent herewith and have been adopted after a public hearing thereon. The provisions of Chapter 120, Florida Statutes shall not apply to the activities of the Council.

Section 4. Upon a majority vote of those members of the council who represent a majority of both the city commission and the county commission, the Council may recommend annexation of additional contiguous lands to the existing corporate limits of the City.

Section 5. Upon recommendation for enlargement of the corporate limits of the City of Gainesville, as set forth above, the city commission may, upon approval of a majority of those qualified electors participating in a referendum, enlarge the corporate limits of the City of Gainesville to include such additional lands within the City. The participants in such referendum shall include those qualified electors residing in the area to be annexed, together with those qualified electors residing within the corporate limits of the city. Prior to the holding of any such referendum, the city commission shall hold two public hearings within the 4-week period immediately preceding the referendum. The city commission shall publish notice of the

public hearings on annexation at least once, not less than a week immediately preceding the date of each hearing, in a newspaper of general circulation in the area in which the referendum is to be held. The notice shall give the time and place for the public hearings and a description of the area proposed to be annexed. The description shall be by metes and bounds and shall include a map clearly showing such area.

Section 6. Notwithstanding any other provisions of this act to the contrary, no referendum shall be held by the Gainesville City Commission hereunder unless the lands and properties sought to be annexed thereby meet all the standards specified in Section 171.043, Florida Statutes, 1976 Supplement.

Section 7. All laws or parts of laws in conflict herewith are hereby superseded to the extent of such conflict.

Section 8. If any section, paragraph, sentence, phrase, words, or portion of this act is declared invalid by a court of competent jurisdiction, such declaration shall not affect the validity of any remaining portion of this act.

Section 9. This act shall take effect upon becoming a law.

Amendment 2—On page 1 in title, strike all of lines 1-15 and insert: A bill to be entitled An act creating the Gainesville Corporate Limits Council; specifying the members of such Council as the five elected Gainesville City Commissioners and the five elected Alachua County Commissioners; requiring such Council to meet periodically and to make studies, hold public hearings, and forward recommendations to the Gainesville City Commission on the enlargement of the corporate limits of the City; authorizing the City of Gainesville to enlarge its corporate limits upon recommendations of the Council and approval at a referendum, if certain specified standards are met; providing an effective date.

On motion by Senator MacKay, by two-thirds vote SB 1474 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	
Graham	Plante	Thomas, Pat	

Nays—1

Zinkil

SB 1475—A bill to be entitled An act relating to Alachua County; creating the "Greater Gainesville Area"; describing certain lands lying within Alachua County as being included within such Greater Gainesville Area and designating such area as a reserve area for future enlargement of the corporate limits of the City of Gainesville; prohibiting the creation of any municipality in, or the enlargement of, any municipality into said Greater Gainesville Area other than the City of Gainesville; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 1475 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	
Graham	Plante	Thomas, Pat	

Nays—1

Zinkil

SB 1477—A bill to be entitled An act relating to the School Board of DeSoto County; providing for the acquisition, construction, leasing, erection, building, enlarging, and improving of school buildings, their furnishings, and equipment, for purchase of sites by the School Board of DeSoto County and for refunding outstanding certificates of indebtedness; authorizing the issuance of certificates of indebtedness payable from a portion of the racetrack funds accruing annually to such county and allocated by the state to the school board or from other non-ad valorem funds of the school board or both to pay the costs of such projects; providing for a referendum.

—was read the second time by title. On motion by Senator Gallen, by two-thirds vote SB 1477 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Hair	Renick	Trask
Castor	Henderson	Sayler	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	
Gallen	Peterson	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—2

Plante Zinkil

HB 1501—A bill to be entitled An act relating to Flagler County; amending section 1 of chapter 76-374, Laws of Florida, providing that it is unlawful to fish with any type of net or seine, except common cast net, from the beaches bordering the Atlantic Ocean in Flagler County at any time of year, rather than from May 1 to September 15, as is currently the case; indicating a penalty and exemption relative thereto; providing an effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote HB 1501 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Ware
Childers, W. D.	MacKay	Scott	Williamson
Dunn	McClain	Skinner	Wilson
Firestone	Myers	Spicola	Winn
Gallen	Peterson	Thomas, Jon	
Graham	Plante	Thomas, Pat	

Nays—1

Zinkil

SPECIAL ORDER

By the Committee on Transportation and Senators W. D. Childers, Wilson, Tobiassen, Peterson and Trask—

CS for SB's 758 and 945—A bill to be entitled An act relating to the Florida Uniform Traffic Control Law; amending s. 316.292(1) and (3), Florida Statutes, as transferred to s. 316.2398, Florida Statutes, by section 1 of chapter 76-31, Laws of Florida; providing for the display or use of red lights on the privately owned vehicles of volunteer firemen while en route to the fire station for the purpose of proceeding to scenes of fires or other emergencies; providing an effective date.

—was read the first time by title and Senate Bills 758 and 945 were laid on the table.

On motion by Senator Wilson, by two-thirds vote CS for SB's 758 and 945 was read the second time by title.

Senators W. D. Childers, Wilson and Tobiassen offered the following amendments which were moved by Senator Childers and adopted:

Amendment 1—On page 2, between lines 26 and 27, insert: the following and renumber subsequent section:

Section 2. Subsection (2) of section 320.07, Florida Statutes, is amended to read:

320.07 Registration renewed annually.—

(2)(a) The registration of vehicles owned and operated by this state or any county, municipality, or other governmental agency shall not be renewed annually, but permanent license number plates of a distinctive coloring shall be issued for such vehicles. All such license number plates shall be of the same distinctive coloring which shall differ from that used on plates issued as provided in s. 320.06. Such permanent plates shall be displayed as required by s. 320.35, and shall be removed upon the sale of the vehicle or when it becomes no longer eligible for a tax exempt plate, and may be replaced when lost, mutilated, or destroyed as provided in s. 320.06 and s. 320.0611. The use of any such plate on any vehicle other than those owned and operated by a state, county, municipal or other governmental agency is hereby expressly prohibited except as approved by the department.

(b) The registration of vehicles owned and exclusively operated by a volunteer fire department shall not be renewed annually, but permanent license number plates of a distinctive coloring shall be issued for such vehicles. All such license number plates shall be of the same distinctive coloring which shall differ from that used on plates issued as provided in s. 320.06. Such permanent plates shall be displayed as required by s. 320.35, and shall be removed upon the sale of the vehicle or when such vehicle is no longer eligible for a tax exempt plate. Such plates may be replaced when lost, mutilated, or destroyed as provided in ss. 320.06 and 320.0611. The use of any such plate on any vehicle other than those owned and exclusively operated by the volunteer fire department is hereby expressly prohibited except as approved by the department.

Section 3. Paragraph (f) of subsection (1) of s. 320.10, Florida Statutes, is hereby repealed.

Amendment 2—On page 1 in title, line 11, insert after "emergencies;": amending s. 320.07(2), Florida Statutes, providing that vehicles owned and exclusively operated by a volunteer fire department shall be subject to permanent registration in the same manner as vehicles owned by governmental agencies; repealing s. 320.10(1)(f), Florida Statutes, relating to such vehicles' exemption from license taxes and additional fees;

Amendment 3—On page 1 in title, lines 2 and 3, strike "Florida Uniform Traffic Control Law" and insert: volunteer fire department

On motion by Senator Wilson, by two-thirds vote CS for SB's 758 and 945 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—30

Mr. President	Hair	Renick	Trask
Castor	Henderson	Sayler	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Wilson
Childers, W. D.	MacKay	Skinner	Winn
Dunn	McClain	Thomas, Jon	Zinkil
Gallen	Myers	Thomas, Pat	
Graham	Peterson	Tobiassen	

Nays—None

Vote after roll call:

Yea—Spicola

By the Committee on Natural Resources and Conservation and Senator Vogt—

CS for SB 569—A bill to be entitled An act relating to environmental land and water management; creating s. 380.032,

Florida Statutes; amending s. 380.06(2), (4), (5), (7), (8), (9) and (13), Florida Statutes, 1976 Supplement, and adding a new subsection (14) thereto; creating powers and duties of the state land planning agency; providing that modifications to existing guidelines and standards shall only apply prospectively; providing a procedure for recognizing allowable changes to vested developments of regional impact; removing obsolete references; requiring that development orders include findings of fact and conclusions of law; providing procedures whereby a local government may require further review of a development of regional impact which has been approved, without waiving rights to injunctive relief, where a developer proposes a change; providing criteria for further review; requiring regional planning agencies to afford developers or substantially affected parties reasonable opportunity to present evidence before the agency head on proposed regional agency reports and recommendations; authorizing developers to file applications for master development approval of certain projects; amending s. 380.07(2), Florida Statutes; providing for rules with respect to state and regional planning agencies; directing the state land planning agency to study the existing guidelines and standards and recommend appropriate modifications to the Administration Commission no later than January 1, 1978; providing an effective date.

—was read the first time by title and SB 569 was laid on the table.

On motion by Senator Vogt, by two-thirds vote CS for SB 569 was read the second time by title.

Senator Henderson moved the following amendment:

Amendment 1—On page 11, line 25, after "appeal" insert: and materially affected adjacent counties, not members of the reviewing regional planning agency, to initiate an appeal.

Amendment 1 failed by the following vote:

Yeas—6

Castor	McClain	Wilson	Winn
Henderson	Spicola		

Nays—23

Mr. President	Gallen	Peterson	Tobiassen
Chamberlin	Graham	Plante	Trask
Childers, Don	Hair	Renick	Vogt
Childers, W. D.	Johnston	Scott	Ware
Dunn	Lewis	Thomas, Jon	Zinkil
Firestone	MacKay	Thomas, Pat	

On motion by Senator Vogt, by two-thirds vote CS for SB 569 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Hair	Renick	Trask
Castor	Henderson	Saylor	Vogt
Chamberlin	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Wilson
Childers, W. D.	MacKay	Skinner	Winn
Dunn	McClain	Spicola	Zinkil
Firestone	Myers	Thomas, Jon	
Gallen	Peterson	Thomas, Pat	
Graham	Plante	Tobiassen	

Nays—None

On motion by Senator Vogt, the rules were waived and CS for SB 569 was ordered immediately certified to the House.

By the Committee on Education and Senators Graham, MacKay and Peterson—

CS for SB 869—A bill to be entitled An act relating to education; creating ss. 239.90-239.97, Florida Statutes, providing for the creation of the Florida Student Financial Assistance Commission to administer the comprehensive program of student grants, scholarships, loans, and loan guarantees authorized by law for eligible citizens; providing for the membership, terms,

payment, powers and duties of the commission; providing for the programs and activities of the commission; providing for the funding of the commission and programs administered by the commission; creating a Student Loan Guaranty Reserve Fund; providing for the location of the commission; providing for the financial and legal requirements of the commission; amending s. 239.705(2), Florida Statutes, 1976 Supplement; authorizing the outstanding amount of student loan revenue bonds to be increased from \$65 million to \$80 million after October 1, 1977; providing an effective date.

—was read the first time by title and SB 869 was laid on the table.

On motion by Senator Graham, by two-thirds vote CS for SB 869 was read the second time by title.

The Committee on Governmental Operations offered the following amendments which were moved by Senator Graham and adopted:

Amendment 1—On page 1, line 31, after "Commission" insert: which is assigned to the Department of Education

Amendment 2—On page 5, lines 25-28, strike all of subsection (5) and renumber subsequent subsections

Amendment 3—On page 7, lines 15-17, strike all of subsection (3) and renumber subsequent subsections

Amendment 4—On page 7, after line 21, insert: sections 8 and 9 and renumber subsequent sections.

Section 8. Subsection (2) of section 230.761, Florida Statutes, is amended to read:

230.761 Financial support of community colleges.—

(2) STUDENT FEES.—

(a) Fees may be charged to students attending a community college only as authorized by and pursuant to rules of the state board.

(b) *The state board shall adopt rules permitting the deferral of registration and tuition fees for those students receiving financial aid other than veterans benefits from federal or state assistance programs, where such aid is delayed in being transmitted to the student through circumstances beyond the control of the student. Failure to make timely application for such aid shall be insufficient reason to receive such deferral.*

Section 9. Subsection (5) is added to section 240.052, Florida Statutes, 1976 Supplement, to read:

240.052 Admission of students; fees.—

(5) *The Board of Regents shall adopt rules permitting the deferral of registration and tuition fees for those students receiving financial aid other than veterans benefits from federal or state assistance programs, where such aid is delayed in being transmitted to the student through circumstances beyond the control of the student. Failure to make timely application for such aid shall be insufficient reason to receive such deferral.*

The Committee on Governmental Operations offered the following amendment which was moved by Senator Graham:

Amendment 5—On page 1 in title, line 17, after the word "commission;" insert: amending ss. 230.76, Florida Statutes, and 240.052, Florida Statutes, 1976 Supplement, providing for the adoption of rules relating to deferral of payment of student fees;

Senator Graham moved the following substitute amendment which was adopted:

Amendment 6—On page 1 in title, line 17, after the semi-colon insert: amending s. 230.761, Florida Statutes, and s. 240.052, Florida Statutes, 1976 Supplement; providing for the adoption of rules relating to deferral of payment of student fees;

The Committee on Governmental Operations offered the following amendment which was moved by Senator Graham and adopted:

Amendment 7—On page 1 in title, line 5, after the word "Commission" insert: within the Department of Education

On motion by Senator Graham, by two-thirds vote CS for SB 869 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Johnston	Sayler	Vogt
Childers, Don	Lewis	Scarborough	Wilson
Childers, W. D.	MacKay	Scott	Winn
Dunn	McClain	Skinner	Zinkil
Firestone	Myers	Spicola	
Gallen	Peterson	Thomas, Jon	
Graham	Plante	Thomas, Pat	

Nays—None

On motions by Senator Gallen, the rules were waived and all bills passed this day were ordered immediately certified to the House.

ENROLLING REPORTS

CS for SB 249 has been enrolled, signed by the required Constitutional Officers and filed with the Governor on May 19, 1977.

Joe Brown, Secretary

SCR 1476 has been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on May 19, 1977.

Joe Brown, Secretary

CO-INTRODUCERS

Senators Peterson and Trask—CS for SB's 758 and 945

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 19 was corrected and approved.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:00 noon to convene at 8:30 a.m., May 23, 1977 for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions.